

SENATE PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
SENATE BILL 633

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
MAKING AN APPROPRIATION; PROVIDING FOR A THREE PERCENT SALARY
INCREASE FOR STATE EMPLOYEES, INCLUDING, BUT NOT LIMITED TO,
COMMISSIONED POLICE OFFICERS OF THE STATE POLICE, MOTOR
TRANSPORTATION OFFICERS, FACULTY AND STAFF OF THE STATE'S FOUR-
AND TWO-YEAR PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTIONS AND
ALL PUBLIC SCHOOL TEACHERS, INSTRUCTIONAL STAFF AND LICENSED
AND UNLICENSED STAFF, INCLUDING TRANSPORTATION EMPLOYEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. APPROPRIATION.--

A. Eight million two hundred seventy-four thousand
seven hundred thirty-six dollars (\$8,274,736) is appropriated
from the general fund to the department of finance and
administration for expenditure in fiscal year 2014 to provide

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1 salary increases to employees in budgeted positions who have
2 completed their probationary period subject to satisfactory job
3 performance. The salary increases shall be effective the first
4 full pay period after July 1, 2013 and shall be distributed as
5 follows:

6 (1) one hundred nineteen thousand five hundred
7 eighty-three dollars (\$119,583) to provide permanent
8 legislative employees, including permanent employees of the
9 legislative council service, legislative finance committee,
10 legislative education study committee, legislative building
11 services, the house and senate, house and senate chief clerks'
12 offices and house and senate leadership, with an average salary
13 increase of three percent;

14 (2) one million two hundred thirty-six
15 thousand three hundred nine dollars (\$1,236,309) to provide
16 child support hearing officers, special commissioners, all
17 judicial permanent employees and all district attorney
18 permanent employees, other than elected district attorneys and
19 employees whose salaries are set by statute, with an average
20 salary increase of three percent;

21 (3) six million forty thousand eight hundred
22 forty-four dollars (\$6,040,844) to provide incumbents in
23 agencies governed by the Personnel Act, including attorney
24 general employees and workers' compensation judges, with an
25 average salary increase of three percent as follows:

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1 (a) two million eight hundred seventeen
2 thousand two hundred seventy-eight dollars (\$2,817,278) for
3 unrepresented classified employees;

4 (b) one million seven hundred thirty-
5 five thousand five hundred seventy-two dollars (\$1,735,572) for
6 employees represented by the American federation of state,
7 county and municipal employees;

8 (c) six hundred eighty-one thousand four
9 hundred ten dollars (\$681,410) for employees represented by the
10 communication workers of America;

11 (d) fifty-two thousand nine hundred
12 seventy-nine dollars (\$52,979) for employees represented by the
13 New Mexico motor transit employees association;

14 (e) six hundred thirty-seven thousand
15 four hundred five dollars (\$637,405) for executive exempt
16 employees; and

17 (f) one hundred sixteen thousand two
18 hundred dollars (\$116,200) for adjustments to appropriations in
19 this paragraph as necessary; and

20 (4) eight hundred seventy-eight thousand
21 dollars (\$878,000), of which seven hundred sixty-three thousand
22 dollars (\$763,000) is for commissioned police officers of the
23 state police division of the department of public safety to
24 provide an average salary increase of three percent in
25 accordance with the New Mexico state police career pay system

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1 and the Personnel Act and one hundred fifteen thousand dollars
2 (\$115,000) is for commissioned officers in the motor
3 transportation division of the department of public safety to
4 provide an average salary increase of three percent.

5 B. Six million twenty thousand one hundred forty-
6 four dollars (\$6,020,144) is appropriated from the general fund
7 to the higher education department for expenditure in fiscal
8 year 2014 to provide faculty and staff of four- and two-year
9 public post-secondary educational institutions with an average
10 annual salary increase of three percent, and the compensation
11 shall be effective the first full pay period after July 1,
12 2013.

13 C. The department of finance and administration
14 shall distribute a sufficient amount to each agency to provide
15 the appropriate increase for those employees whose salaries are
16 received as a result of the general fund appropriations in the
17 General Appropriation Act of 2013. Any unexpended or
18 unencumbered balance remaining at the end of fiscal year 2014
19 shall revert to the general fund.

20 D. For those state employees whose salaries are
21 referenced in or received as a result of nongeneral fund
22 appropriations in the General Appropriation Act of 2013, the
23 department of finance and administration shall transfer from
24 the appropriate fund to the appropriate agency the amount
25 required for the salary increases equivalent to those provided

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1 for in this section, and such amounts are appropriated for
2 expenditure in fiscal year 2014. Any unexpended or
3 unencumbered balance remaining at the end of fiscal year 2014
4 shall revert to the appropriate fund.

5 E. Eighteen million two hundred forty-eight
6 thousand eight hundred nineteen dollars (\$18,248,819) is
7 appropriated from the general fund to the public school fund
8 state equalization guarantee distribution and four hundred
9 fifty-six thousand eighty-four dollars (\$456,084) is
10 appropriated from the general fund to the public school fund
11 transportation distribution to provide an average three percent
12 salary increase for all teachers, other instructional staff and
13 other licensed and unlicensed staff, including transportation
14 employees, and the compensation shall be effective the first
15 full pay period after July 1, 2013. This amount does not
16 include and is in addition to salary increases due to licensure
17 advancement pursuant to the School Personnel Act. Prior to the
18 approval of the school district or charter school's budget, the
19 secretary of public education shall verify that each school
20 district or charter school is providing an average three
21 percent salary increase for all teachers and other licensed
22 school employees and an average three percent salary increase
23 for all unlicensed school employees.

24 SECTION 2. SEVERABILITY.--If any part or application of
25 this act is held invalid, the remainder or its application to

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1 other situations or persons shall not be affected.

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