

underscoring material = new
~~[bracketed material] = delete~~

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 512

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

INTRODUCED BY

Rodolpho "Rudy" S. Martinez and Anthony Allison and
Nathan P. Small and Willie D. Madrid and Harry Garcia

AN ACT

RELATING TO VOLUNTEER FIREFIGHTERS RETIREMENT; ALLOWING FOR THE
POSTING OR ADJUSTING OF SERVICE CREDIT.

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

SECTION 1. Section 10-11A-6 NMSA 1978 (being Laws 1983,
Chapter 263, Section 6, as amended) is amended to read:

"10-11A-6. DETERMINATION OF SERVICE CREDIT.--

A. A member may claim one year of service credit
for each year in which a fire department certifies that the
member:

(1) attended fifty percent of all scheduled
fire drills for which the fire department held the member
responsible to attend;

(2) attended fifty percent of all scheduled
business meetings for which the fire department held the member

underscoring material = new
~~[bracketed material] = delete~~

1 responsible to attend; and

2 (3) participated in at least fifty percent of
3 all emergency response calls for which the fire department held
4 the member responsible to attend.

5 B. The chief of each fire department shall submit
6 to the association by March 31 of each year documentation of
7 the qualifications of each member for the preceding calendar
8 year; provided that the chief shall:

9 (1) submit the documentation on forms provided
10 by the association;

11 (2) acknowledge the truth of the records under
12 oath before a notary public; and

13 (3) have the notarized forms signed by the
14 mayor, if distributions from the fire protection fund for the
15 fire department are made to an incorporated municipality, or
16 the chair of the county commission, if distributions from the
17 fire protection fund for the fire department are made to a
18 county fire district.

19 C. For service credit that has been earned, but not
20 credited pursuant to Subsection B of this section, a member may
21 post or adjust service credit earned for not more than the two
22 preceding calendar years; provided that the member shall:

23 (1) file with the association a completed
24 "Corrected Qualification Record" or "Adjusted Qualification
25 Record" as prescribed by the board;

.212784.3

underscored material = new
[bracketed material] = delete

1 (2) acknowledge the truth of the records under
2 oath before a notary public; and

3 (3) have the notarized forms signed by the
4 mayor, if distributions from the fire protection fund for the
5 fire department are made to an incorporated municipality, or
6 the chair of the county commission, if distributions from the
7 fire protection fund for the fire department are made to a
8 county fire district.

9 D. Prior to April 1, 2020, for service credit that
10 has been earned, but not credited pursuant to Subsection B of
11 this section, a member may post or adjust service credit earned
12 for one or more years beginning on or after January 1, 1984;
13 provided that the member shall:

14 (1) file with the association a completed
15 "Corrected Qualification Record" or "Adjusted Qualification
16 Record" as prescribed by the board;

17 (2) acknowledge the truth of the records under
18 oath before a notary public; and

19 (3) have the notarized forms signed by the
20 mayor or city manager, if distributions from the fire
21 protection fund for the fire department are made to an
22 incorporated municipality, or the chair of the board of county
23 commissioners, if distributions from the fire protection fund
24 for the fire department are made to a county fire district.

25 [~~D.~~] E. The association may request the fire

.212784.3

underscoring material = new
~~[bracketed material] = delete~~

1 marshal division of the public regulation commission to verify
2 member qualifications submitted to the association."

3 - 4 -
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25