

1 HOUSE BILL 544

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 William "Bill" R. Rehm

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9  
10 AN ACT

11 RELATING TO PUBLIC EMPLOYEE RETIREMENT; ADDRESSING RETIREMENT  
12 FUND SOLVENCY; ADJUSTING THE CALCULATION TO DETERMINE MAXIMUM  
13 PENSION; INCREASING EMPLOYEE AND EMPLOYER CONTRIBUTION RATES;  
14 REQUIRING A ONE-YEAR SUSPENSION OF COST-OF-LIVING ADJUSTMENTS  
15 FOR CERTAIN RETIRED MEMBERS.

16  
17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

18 SECTION 1. Section 10-11-26.3 NMSA 1978 (being Laws 1994,  
19 Chapter 128, Section 4, as amended) is amended to read:

20 "10-11-26.3. STATE GENERAL MEMBER COVERAGE PLAN 3--AMOUNT  
21 OF PENSION--FORM OF PAYMENT A.--Under state general member  
22 coverage plan 3:

23 A. for a member with age and service requirements  
24 provided under Paragraph (1) or (3) of Subsection A of Section  
25 10-11-26.2 NMSA 1978, the amount of pension under form of

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1 payment A is equal to three percent of final average salary  
2 multiplied by service credit [~~The amount shall not exceed~~  
3 ~~ninety percent of the final average salary~~]; provided that the  
4 final average salary shall be multiplied by one percent for  
5 that portion of service credit that would increase the amount  
6 of pension in excess of ninety percent of the final average  
7 salary if the final average salary was otherwise multiplied by  
8 three percent; and

9 B. for a member with age and service requirements  
10 provided under Paragraph (2) of Subsection A of Section  
11 10-11-26.2 NMSA 1978, the amount of pension under form of  
12 payment A is equal to two and one-half percent of the final  
13 average salary multiplied by service credit [~~The amount shall~~  
14 ~~not exceed ninety percent of the final average salary~~];  
15 provided that the final average salary shall be multiplied by  
16 one percent for that portion of service credit that would  
17 increase the amount of pension in excess of ninety percent of  
18 the final average salary if the final average salary was  
19 otherwise multiplied by two and one-half percent."

20 SECTION 2. Section 10-11-26.5 NMSA 1978 (being Laws 1994,  
21 Chapter 128, Section 6, as amended) is amended to read:

22 "10-11-26.5. STATE GENERAL MEMBER COVERAGE PLAN 3--MEMBER  
23 CONTRIBUTION RATE.--A member under state general member  
24 coverage plan 3 shall contribute seven and forty-two hundredths  
25 percent of salary starting with the first full pay period that

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1 ends within the calendar month in which state general member  
2 coverage plan 3 becomes applicable to the member, except that a  
3 member whose annual salary is greater than twenty thousand  
4 dollars (\$20,000) shall contribute [~~eight~~] eleven and ninety-  
5 two hundredths percent of salary."

6 SECTION 3. Section 10-11-26.6 NMSA 1978 (being Laws 1994,  
7 Chapter 128, Section 7, as amended) is amended to read:

8 "10-11-26.6. STATE GENERAL MEMBER COVERAGE PLAN 3--STATE  
9 CONTRIBUTION RATE.--The state shall contribute [~~sixteen~~]  
10 nineteen and ninety-nine hundredths percent of the salary of  
11 each member covered by state general member coverage plan 3  
12 starting with the first pay period that ends within the  
13 calendar month in which state general member coverage plan 3  
14 becomes applicable to the member [~~except that, from July 1,~~  
15 ~~2013 through June 30, 2014, the state contribution rate shall~~  
16 ~~be sixteen and fifty-nine hundredths percent of the salary of~~  
17 ~~each member~~]."

18 SECTION 4. Section 10-11-29 NMSA 1978 (being Laws 1987,  
19 Chapter 253, Section 29, as amended) is amended to read:

20 "10-11-29. STATE POLICE MEMBER AND ADULT CORRECTIONAL  
21 OFFICER MEMBER COVERAGE PLAN 1--AMOUNT OF PENSION--FORM OF  
22 PAYMENT A.--Under state police member and adult correctional  
23 officer member coverage plan 1, the amount of pension under  
24 form of payment A is equal to three percent of final average  
25 salary multiplied by credited service [~~The amount shall not~~

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1 ~~exceed ninety percent of the final average salary~~]; provided  
2 that the final average salary shall be multiplied by one and  
3 one-half percent for that portion of service credit that would  
4 increase the amount of pension in excess of ninety percent of  
5 the final average salary if the final average salary was  
6 otherwise multiplied by three percent."

7 SECTION 5. Section 10-11-38.3 NMSA 1978 (being Laws 1994,  
8 Chapter 128, Section 11, as amended) is amended to read:

9 "10-11-38.3. JUVENILE CORRECTIONAL OFFICER MEMBER  
10 COVERAGE PLAN 2--AMOUNT OF PENSION--FORM OF PAYMENT A.--Under  
11 juvenile correctional officer member coverage plan 2, the  
12 amount of pension under form of payment A is equal to three  
13 percent of final average salary multiplied by service credit  
14 [~~The amount shall not exceed ninety percent of the final~~  
15 ~~average salary~~]; provided that the final average salary shall  
16 be multiplied by one and one-half percent for that portion of  
17 service credit that would increase the amount of pension in  
18 excess of ninety percent of the final average salary if the  
19 final average salary was otherwise multiplied by three  
20 percent."

21 SECTION 6. Section 10-11-38.5 NMSA 1978 (being Laws 1994,  
22 Chapter 128, Section 13, as amended) is amended to read:

23 "10-11-38.5. JUVENILE CORRECTIONAL OFFICER MEMBER  
24 COVERAGE PLAN 2--MEMBER CONTRIBUTION RATE.--A member under  
25 juvenile correctional officer member coverage plan 2 shall

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1 contribute four and seventy-eight hundredths percent of salary  
2 starting with the first full pay period that ends within the  
3 calendar month in which juvenile correctional officer member  
4 coverage plan 2 becomes applicable to the member, except that a  
5 member whose annual salary is greater than twenty thousand  
6 dollars (\$20,000) shall contribute [~~six~~] nine and twenty-eight  
7 hundredths percent of salary."

8 SECTION 7. Section 10-11-38.6 NMSA 1978 (being Laws 1994,  
9 Chapter 128, Section 14, as amended) is amended to read:

10 "10-11-38.6. JUVENILE CORRECTIONAL OFFICER MEMBER  
11 COVERAGE PLAN 2--STATE CONTRIBUTION RATE.--The state shall  
12 contribute [~~twenty-six~~] twenty-nine and twelve-hundredths  
13 percent of the salary of each member covered by juvenile  
14 correctional officer member coverage plan 2 starting with the  
15 first pay period that ends within the calendar month in which  
16 juvenile correctional officer member coverage plan 2 becomes  
17 applicable to the member [~~except that, from July 1, 2013~~  
18 ~~through June 30, 2014, the state contribution rate shall be~~  
19 ~~twenty-five and seventy-two hundredths percent of the salary of~~  
20 ~~each member~~]."

21 SECTION 8. Section 10-11-46 NMSA 1978 (being Laws 1987,  
22 Chapter 253, Section 46, as amended) is amended to read:

23 "10-11-46. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 1--  
24 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal general  
25 member coverage plan 1, the amount of pension under form of

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1 payment A is equal to two percent of the final average salary  
2 multiplied by credited service [~~The amount shall not exceed~~  
3 ~~ninety percent of the final average salary~~]; provided that the  
4 final average salary shall be multiplied by one percent for  
5 that portion of service credit that would increase the amount  
6 of pension in excess of ninety percent of the final average  
7 salary if the final average salary was otherwise multiplied by  
8 two percent."

9 SECTION 9. Section 10-11-48 NMSA 1978 (being Laws 1987,  
10 Chapter 253, Section 48, as amended) is amended to read:

11 "10-11-48. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 1--  
12 MEMBER CONTRIBUTION RATE.--A member under municipal general  
13 member coverage plan 1 shall contribute seven percent of salary  
14 starting with the first full pay period in the calendar month  
15 in which municipal general member coverage plan 1 becomes  
16 applicable to the member, except that a member whose annual  
17 salary is greater than twenty thousand dollars (\$20,000) shall  
18 contribute [~~eight~~] eleven and one-half percent of salary."

19 SECTION 10. Section 10-11-49 NMSA 1978 (being Laws 1987,  
20 Chapter 253, Section 49, as amended) is amended to read:

21 "10-11-49. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 1--  
22 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
23 public employer shall contribute [~~seven~~] ten and four-tenths  
24 percent of the salary of each member it employs and who is  
25 covered under municipal general member coverage plan 1 [~~except~~

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1 ~~that, from July 1, 2013 through June 30, 2014, the affiliated~~  
2 ~~public employer contribution rate shall be seven percent of the~~  
3 ~~salary of each member]."~~

4 SECTION 11. Section 10-11-52 NMSA 1978 (being Laws 1987,  
5 Chapter 253, Section 52, as amended) is amended to read:

6 "10-11-52. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 2--  
7 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal general  
8 member coverage plan 2:

9 A. for a member with age and service requirements  
10 provided in Subsection A of Section 10-11-51 NMSA 1978, the  
11 amount of pension under form of payment A is equal to two and  
12 one-half percent of the final average salary multiplied by  
13 credited service [~~The amount shall not exceed ninety percent of~~  
14 ~~the final average salary~~]; provided that the final average  
15 salary shall be multiplied by one percent for that portion of  
16 service credit that would increase the amount of pension in  
17 excess of ninety percent of the final average salary if the  
18 final average salary was otherwise multiplied by two and one-  
19 half percent; and

20 B. for a member with age and service requirements  
21 provided in Subsection B of Section 10-11-51 NMSA 1978, the  
22 amount of pension under form of payment A is equal to two  
23 percent of the final average salary multiplied by service  
24 credit [~~The amount shall not exceed ninety percent of the final~~  
25 ~~average salary~~]; provided that the final average salary shall

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1 be multiplied by one percent for that portion of service credit  
2 that would increase the amount of pension in excess of ninety  
3 percent of the final average salary if the final average salary  
4 was otherwise multiplied by two percent."

5 SECTION 12. Section 10-11-54 NMSA 1978 (being Laws 1987,  
6 Chapter 253, Section 54, as amended) is amended to read:

7 "10-11-54. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 2--  
8 MEMBER CONTRIBUTION RATE.--A member under municipal general  
9 member coverage plan 2 shall contribute nine and fifteen-  
10 hundredths percent of salary starting with the first full pay  
11 period in the calendar month in which municipal general member  
12 coverage plan 2 becomes applicable to the member, except that a  
13 member whose annual salary is greater than twenty thousand  
14 dollars (\$20,000) shall contribute [~~ten~~] thirteen and sixty-  
15 five hundredths percent of salary."

16 SECTION 13. Section 10-11-55 NMSA 1978 (being Laws 1987,  
17 Chapter 253, Section 55, as amended) is amended to read:

18 "10-11-55. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 2--  
19 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
20 public employer shall contribute [~~nine~~] twelve and fifty-five  
21 hundredths percent of the salary of each member it employs and  
22 who is covered under municipal general member coverage plan 2  
23 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
24 ~~affiliated public employer contribution rate shall be nine and~~  
25 ~~fifteen-hundredths percent of the salary of each member]."~~

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1 SECTION 14. Section 10-11-55.3 NMSA 1978 (being Laws  
2 1993, Chapter 58, Section 3, as amended) is amended to read:

3 "10-11-55.3. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 3--  
4 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal general  
5 member coverage plan 3:

6 A. for a member with age and service requirements  
7 provided under Subsection A of Section 10-11-55.2 NMSA 1978,  
8 the amount of pension under form of payment A is equal to three  
9 percent of the final average salary multiplied by credited  
10 service [~~The amount shall not exceed ninety percent of the~~  
11 ~~final average salary~~]; provided that the final average salary  
12 shall be multiplied by one percent for that portion of service  
13 credit that would increase the amount of pension in excess of  
14 ninety percent of the final average salary if the final average  
15 salary was otherwise multiplied by three percent; and

16 B. for a member with age and service requirements  
17 provided under Subsection B of Section 10-11-55.2 NMSA 1978,  
18 the amount of pension under form of payment A is equal to two  
19 and one-half percent of the final average salary multiplied by  
20 credited service [~~The amount shall not exceed ninety percent of~~  
21 ~~the final average salary~~]; provided that the final average  
22 salary shall be multiplied by one percent for that portion of  
23 service credit that would increase the amount of pension in  
24 excess of ninety percent of the final average salary if the  
25 final average salary was otherwise multiplied by two and one-

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1 half percent."

2 SECTION 15. Section 10-11-55.5 NMSA 1978 (being Laws  
3 1993, Chapter 58, Section 5, as amended) is amended to read:

4 "10-11-55.5. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 3--  
5 MEMBER CONTRIBUTION RATE.--A member under municipal general  
6 member coverage plan 3 shall contribute thirteen and fifteen-  
7 hundredths percent of salary starting with the first full pay  
8 period in the calendar month in which municipal general member  
9 coverage plan 3 becomes applicable to the member, except that a  
10 member whose annual salary is greater than twenty thousand  
11 dollars (\$20,000) shall contribute [~~fourteen~~] seventeen and  
12 sixty-five hundredths percent of salary."

13 SECTION 16. Section 10-11-55.6 NMSA 1978 (being Laws  
14 1993, Chapter 58, Section 6, as amended) is amended to read:

15 "10-11-55.6. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 3--  
16 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
17 public employer shall contribute [~~nine~~] twelve and fifty-five  
18 hundredths percent of the salary of each member it employs and  
19 who is covered under municipal general member coverage plan 3  
20 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
21 ~~affiliated public employer contribution rate shall be nine and~~  
22 ~~fifteen-hundredths percent of the salary of each member~~]."

23 SECTION 17. Section 10-11-55.9 NMSA 1978 (being Laws  
24 1998, Chapter 106, Section 3, as amended) is amended to read:

25 "10-11-55.9. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 4--

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1 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal general  
2 member coverage plan 4:

3 A. for a member with age and service requirements  
4 provided under Subsection A of Section 10-11-55.8 NMSA 1978,  
5 the amount of pension under form of payment A is equal to three  
6 percent of the final average salary multiplied by credited  
7 service [~~The amount shall not exceed ninety percent of the~~  
8 ~~final average salary~~]; provided that the final average salary  
9 shall be multiplied by one percent for that portion of service  
10 credit that would increase the amount of pension in excess of  
11 ninety percent of the final average salary if the final average  
12 salary was otherwise multiplied by three percent; and

13 B. for a member with age and service requirements  
14 provided under Subsection B of Section 10-11-55.8 NMSA 1978,  
15 the amount of pension under form of payment A is equal to two  
16 and one-half percent of the final average salary multiplied by  
17 credited service [~~The amount shall not exceed ninety percent of~~  
18 ~~the final average salary~~]; provided that the final average  
19 salary shall be multiplied by one percent for that portion of  
20 service credit that would increase the amount of pension in  
21 excess of ninety percent of the final average salary if the  
22 final average salary was otherwise multiplied by two and one-  
23 half percent."

24 SECTION 18. Section 10-11-55.11 NMSA 1978 (being Laws  
25 1998, Chapter 106, Section 5, as amended) is amended to read:

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1           "10-11-55.11. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 4--  
2 MEMBER CONTRIBUTION RATE.--A member under municipal general  
3 member coverage plan 4 shall contribute fifteen and sixty-five  
4 hundredths percent of salary starting with the first full pay  
5 period in the calendar month in which municipal general member  
6 coverage plan 4 becomes applicable to the member, except that a  
7 member whose annual salary is greater than twenty thousand  
8 dollars (\$20,000) shall contribute [~~seventeen~~] twenty and  
9 fifteen-hundredths percent of salary."

10           SECTION 19. Section 10-11-55.12 NMSA 1978 (being Laws  
11 1998, Chapter 106, Section 6, as amended) is amended to read:

12           "10-11-55.12. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 4--  
13 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
14 public employer shall contribute [~~twelve~~] fifteen and five-  
15 hundredths percent of the salary of each member it employs and  
16 who is covered under municipal general member coverage plan 4  
17 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
18 ~~affiliated public employer contribution rate shall be eleven~~  
19 ~~and sixty-five hundredths percent of the salary of each~~  
20 ~~member~~]."

21           SECTION 20. Section 10-11-58 NMSA 1978 (being Laws 1987,  
22 Chapter 253, Section 58, as amended) is amended to read:

23           "10-11-58. MUNICIPAL POLICE MEMBER COVERAGE PLAN 1--  
24 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal police  
25 member coverage plan 1, the amount of pension under form of

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1 payment A is equal to two percent of the final average salary  
2 multiplied by credited service [~~The amount shall not exceed~~  
3 ~~ninety percent of the final average salary~~]; provided that the  
4 final average salary shall be multiplied by one and one-half  
5 percent for that portion of service credit that would increase  
6 the amount of pension in excess of ninety percent of the final  
7 average salary if the final average salary was otherwise  
8 multiplied by two percent."

9 SECTION 21. Section 10-11-60 NMSA 1978 (being Laws 1987,  
10 Chapter 253, Section 60, as amended) is amended to read:

11 "10-11-60. MUNICIPAL POLICE MEMBER COVERAGE PLAN 1--  
12 MEMBER CONTRIBUTION RATE.--A member under municipal police  
13 member coverage plan 1 shall contribute seven percent of salary  
14 starting with the first full pay period in the calendar month  
15 in which municipal police member coverage plan 1 becomes  
16 applicable to the member, except that a member whose annual  
17 salary is greater than twenty thousand dollars (\$20,000) shall  
18 contribute [~~eight~~] eleven and one-half percent of salary."

19 SECTION 22. Section 10-11-61 NMSA 1978 (being Laws 1987,  
20 Chapter 253, Section 61, as amended) is amended to read:

21 "10-11-61. MUNICIPAL POLICE MEMBER COVERAGE PLAN 1--  
22 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
23 public employer shall contribute [~~ten~~] thirteen and four-tenths  
24 percent of the salary of each member it employs and who is  
25 covered under municipal police member coverage plan 1 [~~except~~

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1 ~~that, from July 1, 2013 through June 30, 2014, the affiliated~~  
2 ~~public employer contribution rate shall be ten percent of the~~  
3 ~~salary of each member]."~~

4 SECTION 23. Section 10-11-64 NMSA 1978 (being Laws 1987,  
5 Chapter 253, Section 64, as amended) is amended to read:

6 "10-11-64. MUNICIPAL POLICE MEMBER COVERAGE PLAN 2--  
7 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal police  
8 member coverage plan 2:

9 A. for a member with age and service requirements  
10 provided under Subsection A of Section 10-11-63 NMSA 1978, the  
11 amount of pension under form of payment A is equal to two and  
12 one-half percent of the final average salary multiplied by  
13 credited service [~~The amount shall not exceed ninety percent of~~  
14 ~~the final average salary~~]; provided that the final average  
15 salary shall be multiplied by one and one-half percent for that  
16 portion of service credit that would increase the amount of  
17 pension in excess of ninety percent of the final average salary  
18 if the final average salary was otherwise multiplied by two and  
19 one-half percent; and

20 B. for a member with age and service requirements  
21 provided under Subsection B of Section 10-11-63 NMSA 1978, the  
22 amount of pension under form of payment A is equal to two  
23 percent of the final average salary multiplied by credited  
24 service [~~The amount shall not exceed ninety percent of the~~  
25 ~~final average salary~~]; provided that the final average salary

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1 shall be multiplied by one and one-half percent for that  
2 portion of service credit that would increase the amount of  
3 pension in excess of ninety percent of the final average salary  
4 if the final average salary was otherwise multiplied by two  
5 percent."

6 SECTION 24. Section 10-11-66 NMSA 1978 (being Laws 1987,  
7 Chapter 253, Section 66, as amended) is amended to read:

8 "10-11-66. MUNICIPAL POLICE MEMBER COVERAGE PLAN 2--  
9 MEMBER CONTRIBUTION RATE.--A member under municipal police  
10 member coverage plan 2 shall contribute seven percent of salary  
11 with the first full pay period in the calendar month in which  
12 municipal police member coverage plan 2 becomes applicable to  
13 the member, except that a member whose annual salary is greater  
14 than twenty thousand dollars (\$20,000) shall contribute [~~eight~~]  
15 eleven and one-half percent of salary."

16 SECTION 25. Section 10-11-67 NMSA 1978 (being Laws 1987,  
17 Chapter 253, Section 67, as amended) is amended to read:

18 "10-11-67. MUNICIPAL POLICE MEMBER COVERAGE PLAN 2--  
19 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
20 public employer shall contribute [~~fifteen~~] eighteen and four-  
21 tenths percent of the salary of each member it employs and who  
22 is covered under municipal police member coverage plan 2  
23 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
24 ~~affiliated public employer contribution rate shall be fifteen~~  
25 ~~percent of the salary of each member~~]."

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1           SECTION 26. Section 10-11-70 NMSA 1978 (being Laws 1987,  
2 Chapter 253, Section 70, as amended) is amended to read:

3           "10-11-70. MUNICIPAL POLICE MEMBER COVERAGE PLAN 3--  
4 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal police  
5 member coverage plan 3:

6           A. for a member with age and service requirements  
7 provided under Subsection A of Section 10-11-69 NMSA 1978, the  
8 amount of pension under form of payment A is equal to two and  
9 one-half percent of the final average salary multiplied by  
10 credited service [~~The amount shall not exceed ninety percent of~~  
11 ~~the final average salary~~]; provided that the final average  
12 salary shall be multiplied by one and one-half percent for that  
13 portion of service credit that would increase the amount of  
14 pension in excess of ninety percent of the final average salary  
15 if the final average salary was otherwise multiplied by two and  
16 one-half percent; and

17           B. for a member with age and service requirements  
18 provided under Subsection B of Section 10-11-69 NMSA 1978, the  
19 amount of pension under form of payment A is equal to two  
20 percent of the final average salary multiplied by credited  
21 service [~~The amount shall not exceed ninety percent of the~~  
22 ~~final average salary~~]; provided that the final average salary  
23 shall be multiplied by one and one-half percent for that  
24 portion of service credit that would increase the amount of  
25 pension in excess of ninety percent of the final average salary

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1 if the final average salary was otherwise multiplied by two  
2 percent."

3 SECTION 27. Section 10-11-72 NMSA 1978 (being Laws 1987,  
4 Chapter 253, Section 72, as amended) is amended to read:

5 "10-11-72. MUNICIPAL POLICE MEMBER COVERAGE PLAN 3--  
6 MEMBER CONTRIBUTION RATE.--A member under municipal police  
7 member coverage plan 3 shall contribute seven percent of salary  
8 with the first full pay period in the calendar month in which  
9 municipal police member coverage plan 3 becomes applicable to  
10 the member, except that a member whose annual salary is greater  
11 than twenty thousand dollars (\$20,000) shall contribute [~~eight~~]  
12 eleven and one-half percent of salary."

13 SECTION 28. Section 10-11-73 NMSA 1978 (being Laws 1987,  
14 Chapter 253, Section 73, as amended) is amended to read:

15 "10-11-73. MUNICIPAL POLICE MEMBER COVERAGE PLAN 3--  
16 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
17 public employer shall contribute [~~eighteen~~] twenty-one and  
18 nine-tenths percent of the salary of each member it employs and  
19 who is covered under municipal police member coverage plan 3  
20 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
21 ~~affiliated public employer contribution rate shall be eighteen~~  
22 ~~and one-half percent of the salary of each member~~]."

23 SECTION 29. Section 10-11-76 NMSA 1978 (being Laws 1987,  
24 Chapter 253, Section 76, as amended) is amended to read:

25 "10-11-76. MUNICIPAL POLICE MEMBER COVERAGE PLAN 4--

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1 AMOUNT OF PENSION--FORM OF [PENSION] PAYMENT A.--Under  
2 municipal police member coverage plan 4:

3 A. for a member with age and service requirements  
4 provided under Subsection A of Section 10-11-75 NMSA 1978, the  
5 amount of pension under form of payment A is equal to three  
6 percent of the final average salary multiplied by credited  
7 service [~~The amount shall not exceed ninety percent of the~~  
8 ~~final average salary~~]; provided that the final average salary  
9 shall be multiplied by one and one-half percent for that  
10 portion of service credit that would increase the amount of  
11 pension in excess of ninety percent of the final average salary  
12 if the final average salary was otherwise multiplied by three  
13 percent; and

14 B. for a member with age and service requirements  
15 provided under Subsection B of Section 10-11-75 NMSA 1978, the  
16 amount of pension under form of payment A is equal to two and  
17 one-half percent of the final average salary multiplied by  
18 credited service [~~The amount shall not exceed ninety percent of~~  
19 ~~the final average salary~~]; provided that the final average  
20 salary shall be multiplied by one and one-half percent for that  
21 portion of service credit that would increase the amount of  
22 pension in excess of ninety percent of the final average salary  
23 if the final average salary was otherwise multiplied by two and  
24 one-half percent."

25 SECTION 30. Section 10-11-78 NMSA 1978 (being Laws 1987,

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1 Chapter 253, Section 78, as amended) is amended to read:

2 "10-11-78. MUNICIPAL POLICE MEMBER COVERAGE PLAN 4--  
3 MEMBER CONTRIBUTION RATE.--A member under municipal police  
4 member coverage plan 4 shall contribute twelve and thirty-five  
5 hundredths percent of salary starting with the first full pay  
6 period in the calendar month in which municipal police member  
7 coverage plan 4 becomes applicable to the member, except that a  
8 member whose annual salary is greater than twenty thousand  
9 dollars (\$20,000) shall contribute [~~thirteen~~] sixteen and  
10 eighty-five hundredths percent of salary."

11 SECTION 31. Section 10-11-79 NMSA 1978 (being Laws 1987,  
12 Chapter 253, Section 79, as amended) is amended to read:

13 "10-11-79. MUNICIPAL POLICE MEMBER COVERAGE PLAN 4--  
14 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
15 public employer shall contribute [~~eighteen~~] twenty-one and  
16 nine-tenths percent of the salary of each member it employs and  
17 who is covered under municipal police member coverage plan 4  
18 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
19 ~~affiliated public employer contribution rate shall be eighteen~~  
20 ~~and one-half percent of the salary of each member~~]."

21 SECTION 32. Section 10-11-82 NMSA 1978 (being Laws 1987,  
22 Chapter 253, Section 82, as amended) is amended to read:

23 "10-11-82. MUNICIPAL POLICE MEMBER COVERAGE PLAN 5--  
24 AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal police  
25 member coverage plan 5:

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1           A. for a member with age and service requirements  
2 provided under Subsection A of Section 10-11-81 NMSA 1978, the  
3 amount of pension under form of payment A is equal to three and  
4 one-half percent of the final average salary multiplied by  
5 credited service [~~The amount shall not exceed ninety percent of~~  
6 ~~the final average salary~~]; provided that the final average  
7 salary shall be multiplied by one and one-half percent for that  
8 portion of service credit that would increase the amount of  
9 pension in excess of ninety percent of the final average salary  
10 if the final average salary was otherwise multiplied by three  
11 and one-half percent; and

12           B. for a member with age and service requirements  
13 provided under Subsection B of Section 10-11-81 NMSA 1978, the  
14 amount of pension under form of payment A is equal to three  
15 percent of the final average salary multiplied by credited  
16 service [~~The amount shall not exceed ninety percent of the~~  
17 ~~final average salary~~]; provided that the final average salary  
18 shall be multiplied by one and one-half percent for that  
19 portion of service credit that would increase the amount of  
20 pension in excess of ninety percent of the final average salary  
21 if the final average salary was otherwise multiplied by three  
22 percent."

23           SECTION 33. Section 10-11-84 NMSA 1978 (being Laws 1987,  
24 Chapter 253, Section 84, as amended) is amended to read:

25           "10-11-84. MUNICIPAL POLICE MEMBER COVERAGE PLAN 5--

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1 MEMBER CONTRIBUTION RATE.--A member under municipal police  
2 member coverage plan 5 shall contribute sixteen and three-  
3 tenths percent of salary starting with the first full pay  
4 period in the calendar month in which municipal police member  
5 coverage plan 5 becomes applicable to the member, except that a  
6 member whose annual salary is greater than twenty thousand  
7 dollars (\$20,000) shall contribute [~~seventeen~~] twenty and  
8 eight-tenths percent of salary."

9 SECTION 34. Section 10-11-85 NMSA 1978 (being Laws 1987,  
10 Chapter 253, Section 85, as amended) is amended to read:

11 "10-11-85. MUNICIPAL POLICE MEMBER COVERAGE PLAN 5--  
12 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
13 public employer shall contribute [~~eighteen~~] twenty-one and  
14 nine-tenths percent of the salary of each member it employs and  
15 who is covered under municipal police member coverage plan 5  
16 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
17 ~~affiliated public employer contribution rate shall be eighteen~~  
18 ~~and one-half percent of the salary of each member]."~~

19 SECTION 35. Section 10-11-88 NMSA 1978 (being Laws 1987,  
20 Chapter 253, Section 88, as amended) is amended to read:

21 "10-11-88. MUNICIPAL FIRE MEMBER COVERAGE PLAN 1--AMOUNT  
22 OF PENSION--FORM OF PAYMENT A.--Under municipal fire member  
23 coverage plan 1, the amount of pension under form of payment A  
24 is equal to two percent of the final average salary multiplied  
25 by credited service [~~The amount shall not exceed ninety percent~~

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[bracketed material] = delete

1 ~~of the final average salary~~]; provided that the final average  
2 salary shall be multiplied by one and one-half percent for that  
3 portion of service credit that would increase the amount of  
4 pension in excess of ninety percent of the final average salary  
5 if the final average salary was otherwise multiplied by two  
6 percent."

7 SECTION 36. Section 10-11-90 NMSA 1978 (being Laws 1987,  
8 Chapter 253, Section 90, as amended) is amended to read:

9 "10-11-90. MUNICIPAL FIRE MEMBER COVERAGE PLAN 1--MEMBER  
10 CONTRIBUTION RATE.--A member under municipal fire member  
11 coverage plan 1 shall contribute eight percent of salary with  
12 the first full pay period in the calendar month in which  
13 municipal fire member coverage plan 1 becomes applicable to the  
14 member, except that a member whose annual salary is greater  
15 than twenty thousand dollars (\$20,000) shall contribute [~~nine~~]  
16 twelve and one-half percent of salary."

17 SECTION 37. Section 10-11-91 NMSA 1978 (being Laws 1987,  
18 Chapter 253, Section 91, as amended) is amended to read:

19 "10-11-91. MUNICIPAL FIRE MEMBER COVERAGE PLAN 1--  
20 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
21 public employer shall contribute [~~eleven~~] fourteen and four-  
22 tenths percent of the salary of each member it employs and  
23 covers under municipal fire member coverage plan 1 [~~except~~  
24 ~~that, from July 1, 2013 through June 30, 2014, the affiliated~~  
25 ~~public employer contribution rate shall be eleven percent of~~

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1 ~~the salary of each member]."~~

2 SECTION 38. Section 10-11-94 NMSA 1978 (being Laws 1987,  
3 Chapter 253, Section 94, as amended) is amended to read:

4 "10-11-94. MUNICIPAL FIRE MEMBER COVERAGE PLAN 2--AMOUNT  
5 OF PENSION--FORM OF PAYMENT A.--Under municipal fire member  
6 contribution plan 2:

7 A. for a member with age and service requirements  
8 provided under Subsection A of Section 10-11-93 NMSA 1978, the  
9 amount of pension under form of payment A is equal to two and  
10 one-half percent of the final average salary multiplied by  
11 credited service [~~The amount shall not exceed ninety percent of~~  
12 ~~the final average salary~~]; provided that the final average  
13 salary shall be multiplied by one and one-half percent for that  
14 portion of service credit that would increase the amount of  
15 pension in excess of ninety percent of the final average salary  
16 if the final average salary was otherwise multiplied by two and  
17 one-half percent; and

18 B. for a member with age and service requirements  
19 provided under Subsection B of Section 10-11-93 NMSA 1978, the  
20 amount of pension under form of payment A is equal to two  
21 percent of the final average salary multiplied by credited  
22 service [~~The amount shall not exceed ninety percent of the~~  
23 ~~final average salary~~]; provided that the final average salary  
24 shall be multiplied by one and one-half percent for that  
25 portion of service credit that would increase the amount of

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1 pension in excess of ninety percent of the final average salary  
2 if the final average salary was otherwise multiplied by two  
3 percent."

4 SECTION 39. Section 10-11-96 NMSA 1978 (being Laws 1987,  
5 Chapter 253, Section 96, as amended) is amended to read:

6 "10-11-96. MUNICIPAL FIRE MEMBER COVERAGE PLAN 2--MEMBER  
7 CONTRIBUTION RATE.--A member under municipal fire member  
8 coverage plan 2 shall contribute eight percent of salary with  
9 the first full pay period in the calendar month in which  
10 municipal fire member coverage plan 2 becomes applicable to the  
11 member, except that a member whose annual salary is greater  
12 than twenty thousand dollars (\$20,000) shall contribute [~~nine~~  
13 twelve and one-half percent of salary."

14 SECTION 40. Section 10-11-97 NMSA 1978 (being Laws 1987,  
15 Chapter 253, Section 97, as amended) is amended to read:

16 "10-11-97. MUNICIPAL FIRE MEMBER COVERAGE PLAN 2--  
17 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
18 public employer shall contribute [~~seventeen~~] twenty and nine-  
19 tenths percent of the salary of each member it employs and  
20 covers under municipal fire member coverage plan 2 [~~except~~  
21 ~~that, from July 1, 2013 through June 30, 2014, the affiliated~~  
22 ~~public employer contribution rate shall be seventeen and one-~~  
23 ~~half percent of the salary of each member]~~."

24 SECTION 41. Section 10-11-100 NMSA 1978 (being Laws 1987,  
25 Chapter 253, Section 100, as amended) is amended to read:

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1 "10-11-100. MUNICIPAL FIRE MEMBER COVERAGE PLAN 3--AMOUNT  
2 OF PENSION--FORM OF PAYMENT A.--Under municipal fire member  
3 coverage plan 3:

4 A. for a member with age and service requirements  
5 provided under Subsection A of Section 10-11-99 NMSA 1978, the  
6 amount of pension under form of payment A is equal to two and  
7 one-half percent of the final average salary multiplied by  
8 credited service [~~The amount shall not exceed ninety percent of~~  
9 ~~the final average salary~~]; provided that the final average  
10 salary shall be multiplied by one and one-half percent for that  
11 portion of service credit that would increase the amount of  
12 pension in excess of ninety percent of the final average salary  
13 if the final average salary was otherwise multiplied by two and  
14 one-half percent; and

15 B. for a member with age and service requirements  
16 provided under Subsection B of Section 10-11-99 NMSA 1978, the  
17 amount of pension under form of payment A is equal to two  
18 percent of the final average salary multiplied by credited  
19 service [~~The amount shall not exceed ninety percent of the~~  
20 ~~final average salary~~]; provided that the final average salary  
21 shall be multiplied by one and one-half percent for that  
22 portion of service credit that would increase the amount of  
23 pension in excess of ninety percent of the final average salary  
24 if the final average salary was otherwise multiplied by two  
25 percent."

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[bracketed material] = delete

1           SECTION 42. Section 10-11-102 NMSA 1978 (being Laws 1987,  
2 Chapter 253, Section 102, as amended) is amended to read:

3           "10-11-102. MUNICIPAL FIRE MEMBER COVERAGE PLAN 3--MEMBER  
4 CONTRIBUTION RATE.--A member under municipal fire member  
5 coverage plan 3 shall contribute eight percent of salary with  
6 the first full pay period in the calendar month in which  
7 municipal fire member coverage plan 3 becomes applicable to the  
8 member, except that a member whose annual salary is greater  
9 than twenty thousand dollars (\$20,000) shall contribute [~~nine~~  
10 twelve and one-half percent of salary."

11           SECTION 43. Section 10-11-103 NMSA 1978 (being Laws 1987,  
12 Chapter 253, Section 103, as amended) is amended to read:

13           "10-11-103. MUNICIPAL FIRE MEMBER COVERAGE PLAN 3--  
14 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
15 public employer shall contribute [~~twenty-one~~] twenty-four and  
16 sixty-five hundredths percent of the salary of each member it  
17 employs and covers under municipal fire member coverage plan 3  
18 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
19 ~~affiliated public employer contribution rate shall be twenty-~~  
20 ~~one and twenty-five hundredths percent of the salary of each~~  
21 ~~member]."~~

22           SECTION 44. Section 10-11-106 NMSA 1978 (being Laws 1987,  
23 Chapter 253, Section 106, as amended) is amended to read:

24           "10-11-106. MUNICIPAL FIRE MEMBER COVERAGE PLAN 4--AMOUNT  
25 OF PENSION--FORM OF PAYMENT A.--Under municipal fire member

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1 coverage plan 4:

2 A. for a member with age and service requirements  
3 provided under Subsection A of Section 10-11-105 NMSA 1978, the  
4 amount of pension under form of payment A is equal to three  
5 percent of the final average salary multiplied by credited  
6 service [~~The amount shall not exceed ninety percent of the~~  
7 ~~final average salary~~]; provided that the final average salary  
8 shall be multiplied by one and one-half percent for that  
9 portion of service credit that would increase the amount of  
10 pension in excess of ninety percent of the final average salary  
11 if the final average salary was otherwise multiplied by three  
12 percent; and

13 B. for a member with age and service requirements  
14 provided under Subsection B of Section 10-11-105 NMSA 1978, the  
15 amount of pension under form of payment A is equal to two and  
16 one-half percent of the final average salary multiplied by  
17 credited service [~~The amount shall not exceed ninety percent of~~  
18 ~~the final average salary~~]; provided that the final average  
19 salary shall be multiplied by one and one-half percent for that  
20 portion of service credit that would increase the amount of  
21 pension in excess of ninety percent of the final average salary  
22 if the final average salary was otherwise multiplied by two and  
23 one-half percent."

24 SECTION 45. Section 10-11-108 NMSA 1978 (being Laws 1987,  
25 Chapter 253, Section 108, as amended) is amended to read:

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1           "10-11-108. MUNICIPAL FIRE MEMBER COVERAGE PLAN 4--MEMBER  
2 CONTRIBUTION RATE.--A member under municipal fire member  
3 coverage plan 4 shall contribute twelve and eight-tenths  
4 percent of salary with the first full pay period in the  
5 calendar month in which municipal fire member coverage plan 4  
6 becomes applicable to the member, except that a member whose  
7 annual salary is greater than twenty thousand dollars (\$20,000)  
8 shall contribute [~~fourteen~~] seventeen and three-tenths percent  
9 of salary."

10           SECTION 46. Section 10-11-109 NMSA 1978 (being Laws 1987,  
11 Chapter 253, Section 109, as amended) is amended to read:

12           "10-11-109. MUNICIPAL FIRE MEMBER COVERAGE PLAN 4--  
13 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
14 public employer shall contribute [~~twenty-one~~] twenty-four and  
15 sixty-five hundredths percent of the salary of each member it  
16 employs and covers under municipal fire member coverage plan 4  
17 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
18 ~~affiliated public employer contribution rate shall be twenty-~~  
19 ~~one and twenty-five hundredths percent of the salary of each~~  
20 ~~member]."~~

21           SECTION 47. Section 10-11-112 NMSA 1978 (being Laws 1987,  
22 Chapter 253, Section 112, as amended) is amended to read:

23           "10-11-112. MUNICIPAL FIRE MEMBER COVERAGE PLAN 5--AMOUNT  
24 OF PENSION--FORM OF PAYMENT A.--Under municipal fire member  
25 coverage plan 5:

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1           A. for a member with age and service requirements  
2 provided under Subsection A of Section 10-11-111 NMSA 1978,  
3 the amount of pension under form of payment A is equal to three  
4 and one-half percent of the final average salary multiplied by  
5 credited service [~~The amount shall not exceed ninety percent of~~  
6 ~~the final average salary~~]; provided that the final average  
7 salary shall be multiplied by one and one-half percent for that  
8 portion of service credit that would increase the amount of  
9 pension in excess of ninety percent of the final average salary  
10 if the final average salary was otherwise multiplied by three  
11 and one-half percent; and

12           B. for a member with age and service requirements  
13 provided under Subsection B of Section 10-11-111 NMSA 1978, the  
14 amount of pension under form of payment A is equal to three  
15 percent of the final average salary multiplied by credited  
16 service [~~The amount shall not exceed ninety percent of the~~  
17 ~~final average salary~~]; provided that the final average salary  
18 shall be multiplied by one and one-half percent for that  
19 portion of service credit that would increase the amount of  
20 pension in excess of ninety percent of the final average salary  
21 if the final average salary was otherwise multiplied by three  
22 percent."

23           SECTION 48. Section 10-11-114 NMSA 1978 (being Laws 1987,  
24 Chapter 253, Section 114, as amended) is amended to read:

25           "10-11-114. MUNICIPAL FIRE MEMBER COVERAGE PLAN 5--MEMBER

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1 CONTRIBUTION RATE.--A member under municipal fire member  
2 coverage plan 5 shall contribute sixteen and two-tenths percent  
3 of salary with the first full pay period in the calendar month  
4 in which municipal fire member coverage plan 5 becomes  
5 applicable to the member, except that a member whose annual  
6 salary is greater than twenty thousand dollars (\$20,000) shall  
7 contribute [~~seventeen~~] twenty and seven-tenths percent of  
8 salary."

9 SECTION 49. Section 10-11-115 NMSA 1978 (being Laws 1987,  
10 Chapter 253, Section 115, as amended) is amended to read:

11 "10-11-115. MUNICIPAL FIRE MEMBER COVERAGE PLAN 5--  
12 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
13 public employer shall contribute [~~twenty-one~~] twenty-four and  
14 sixty-five hundredths percent of the salary of each member it  
15 employs and covers under municipal fire member coverage plan 5  
16 [~~except that, from July 1, 2013 through June 30, 2014, the~~  
17 ~~affiliated public employer contribution rate shall be twenty-~~  
18 ~~one and twenty-five hundredths percent of the salary of each~~  
19 ~~member]."~~

20 SECTION 50. Section 10-11-115.3 NMSA 1978 (being Laws  
21 2003, Chapter 268, Section 4, as amended) is amended to read:

22 "10-11-115.3. MUNICIPAL DETENTION OFFICER MEMBER COVERAGE  
23 PLAN 1--AMOUNT OF PENSION--FORM OF PAYMENT A.--Under municipal  
24 detention officer member coverage plan 1, the amount of pension  
25 under form of payment A is equal to three percent of the final

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1 average salary multiplied by credited service [~~The amount shall~~  
2 ~~not exceed ninety percent of the final average salary~~];  
3 provided that the final average salary shall be multiplied by  
4 one and one-half percent for that portion of service credit  
5 that would increase the amount of pension in excess of ninety  
6 percent of the final average salary if the final average salary  
7 was otherwise multiplied by three percent."

8 SECTION 51. Section 10-11-115.5 NMSA 1978 (being Laws  
9 2003, Chapter 268, Section 6, as amended) is amended to read:

10 "10-11-115.5. MUNICIPAL DETENTION OFFICER MEMBER COVERAGE  
11 PLAN 1--MEMBER CONTRIBUTION RATE.--A member under municipal  
12 detention officer member coverage plan 1 shall contribute  
13 sixteen and sixty-five hundredths percent of salary with the  
14 first full pay period in the calendar month in which municipal  
15 detention officer member coverage plan 1 becomes applicable to  
16 the member, except that a member whose annual salary is greater  
17 than twenty thousand dollars (\$20,000) shall contribute  
18 [~~eighteen~~] twenty-one and fifteen-hundredths percent of  
19 salary."

20 SECTION 52. Section 10-11-115.6 NMSA 1978 (being Laws  
21 2003, Chapter 268, Section 7, as amended) is amended to read:

22 "10-11-115.6. MUNICIPAL DETENTION OFFICER MEMBER COVERAGE  
23 PLAN 1--EMPLOYER CONTRIBUTION RATE.--The affiliated public  
24 employer shall contribute [~~seventeen~~] twenty and five-  
25 hundredths percent of the salary of each member under municipal

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1 detention officer member coverage plan 1 starting with the  
2 first pay period that ends within the calendar month in which  
3 municipal detention officer member coverage plan 1 becomes  
4 applicable to the member [~~except that, from July 1, 2013~~  
5 ~~through June 30, 2014, the affiliated public employer~~  
6 ~~contribution rate shall be sixteen and sixty-five hundredths~~  
7 ~~percent of the salary of each member~~]."

8 SECTION 53. Section 10-11-118 NMSA 1978 (being Laws 1987,  
9 Chapter 253, Section 118, as amended) is amended to read:

10 "10-11-118. COST-OF-LIVING ADJUSTMENTS--QUALIFIED PENSION  
11 RECIPIENT.--

12 A. For the purposes of this section:

13 (1) "preceding calendar year" means the  
14 twelve-month period ending on the December 31 preceding the  
15 July 1 in which pensions are being adjusted; and

16 (2) "second preceding calendar year" means the  
17 full calendar year prior to the preceding calendar year.

18 B. A qualified pension recipient is eligible for a  
19 cost-of-living pension adjustment. The amount of pension  
20 payable to a qualified pension recipient who:

21 (1) retires pursuant to normal retirement  
22 after working for at least twenty-five years under one or more  
23 applicable coverage plans and whose annual pension benefit,  
24 after all previous annual cost-of-living adjustments, is equal  
25 to an amount not greater than twenty thousand dollars

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1 (\$20,000), shall be increased by two and one-half percent each  
2 July 1. The amount of the increase shall be determined by  
3 multiplying the amount of pension, inclusive of all prior  
4 adjustments, by two and one-half percent;

5 (2) is a disability retired member whose  
6 annual pension benefit, after all previous annual cost-of-  
7 living adjustments, is equal to an amount not greater than  
8 twenty thousand dollars (\$20,000), shall be increased by two  
9 and one-half percent each July 1. The amount of the increase  
10 shall be determined by multiplying the amount of pension,  
11 inclusive of all prior adjustments, by two and one-half  
12 percent; and

13 (3) does not meet the requirements provided in  
14 Paragraph (1) or (2) of this subsection shall be increased by  
15 two percent each July 1. The amount of the increase shall be  
16 determined by multiplying the amount of pension, inclusive of  
17 all prior adjustments, by two percent; provided that from July  
18 1, 2019 through June 30, 2020, there shall be no increase in a  
19 pension pursuant to this paragraph.

20 C. A qualified pension recipient is:

21 (1) a normal retired member who:

22 (a) retires on or before June 30, 2014  
23 and has been retired for at least two full calendar years from  
24 the effective date of the latest retirement prior to July 1 of  
25 the year in which the pension is being adjusted;

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1 (b) retires between July 1, 2014 and  
2 June 30, 2015 and has been retired for at least three full  
3 calendar years from the effective date of the latest retirement  
4 prior to July 1 of the year in which the pension is being  
5 adjusted;

6 (c) retires between July 1, 2015 and  
7 June 30, 2016 and has been retired for at least four full  
8 calendar years from the effective date of the latest retirement  
9 prior to July 1 of the year in which the pension is being  
10 adjusted; or

11 (d) retires on or after July 1, 2016 and  
12 has been retired for at least seven full calendar years from  
13 the effective date of the latest retirement prior to July 1 of  
14 the year in which the pension is being adjusted;

15 (2) a normal retired member who has attained  
16 age sixty-five years and has been retired for at least one full  
17 calendar year from the effective date of the latest retirement  
18 prior to July 1 of the year in which the pension is being  
19 adjusted;

20 (3) a disability retired member who has been  
21 retired for at least one full calendar year from the effective  
22 date of the latest retirement prior to July 1 of the year in  
23 which the pension is being adjusted;

24 (4) a survivor beneficiary who has received a  
25 survivor pension for at least two full calendar years; or

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1 (5) a survivor beneficiary of a deceased  
2 retired member who otherwise would have been retired at least  
3 two full calendar years from the effective date of the latest  
4 retirement prior to July 1 of the year in which the pension is  
5 being adjusted.

6 D. A qualified pension recipient may decline an  
7 increase in a pension by giving the association written notice  
8 of the decision to decline the increase at least thirty days  
9 prior to the date the increase would take effect."

10 SECTION 54. EFFECTIVE DATE.--The effective date of the  
11 provisions of this act is July 1, 2019.