

FIFTY-FOURTH LEGISLATURE SB 111/a
SECOND SESSION, 2020

February 3, 2020

Mr. President:

Your **EDUCATION COMMITTEE**, to whom has been referred

SENATE BILL 111

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 1, line 17, after "ACT", insert "; EXEMPTING RETIREES UNDER THE PUBLIC EMPLOYEES RETIREMENT ACT FROM CONTRIBUTION REQUIREMENTS UNDER THE EDUCATIONAL RETIREMENT ACT IF THEY HAVE NOT SUSPENDED RETIREMENT BENEFITS".

2. On page 5, between lines 15 and 16, insert the following new section:

"SECTION 3. Section 22-11-25.2 NMSA 1978 (being Laws 2003, Chapter 248, Section 1, as amended) is amended to read:

"22-11-25.2. PERSONS RECEIVING RETIREMENT BENEFITS PURSUANT TO THE PUBLIC EMPLOYEES RETIREMENT ACT.--

A. An employee who is retired pursuant to the Public Employees Retirement Act and who has not suspended retirement benefits received pursuant to that act shall not make contributions to the fund as otherwise required by the Educational Retirement Act. A local administrative unit that employs such a retiree [~~likewise~~] shall make contributions to the fund as required by that act.

~~[B. An employee hired prior to July 1, 2019 by a local administrative unit as a police officer certified pursuant to the Law Enforcement Training Act, who is retired pursuant to the Public Employees Retirement Act and who has not suspended retirement benefits received pursuant to that act, shall not make contributions to the fund so long as the employee remains working as a certified police officer. The local administrative unit that hired the certified police officer shall make contributions to the fund~~

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~~pursuant to the Educational Retirement Act.~~

G.] B. An employee who receives retirement benefits pursuant to the Public Employees Retirement Act is not entitled to acquire or purchase service credit for the period of employment with a local administrative unit."",

and thence referred to the **FINANCE COMMITTEE.**

Respectfully submitted,

William P. Soules, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Gould, Padilla

Absent: None