

FIFTY-SIXTH LEGISLATURE
SECOND SESSION

February 9, 2024

SENATE FLOOR AMENDMENT number _____ to SENATE BILL 3, as amended

Amendment sponsored by Senator Mimi Stewart

1. Strike Senate Finance Committee Amendments 1, 2 and 7.

2. On page 2, between lines 1 and line 2, insert:

"A. "application year" means the twelve-month period beginning on the first day of the calendar week in which an individual files an application for family and medical leave compensation;"

3. On page 2, between lines 20 and 21, insert:

"F. "employee leasing arrangement" means an arrangement in which a client contracts with an employee leasing contractor for the contractor to provide leased workers to the client;

G. "employee leasing contractor" means a person who provides leased workers to a client in New Mexico through an employee leasing arrangement;"

4. On page 3, lines 4 and 5, strike ", to care for a family member if the family member has a serious health condition".

5. On page 4, between lines 15 and 16, insert:

"N. "leased worker" means a worker provided to a client through an employee leasing arrangement;"

6. Reletter the succeeding subsections accordingly.

7. On page 5, line 1, after "for", insert "a family member if the family member has a serious health condition or".

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8. On page 8, line 7, strike "one hundred thirty-five" and insert in lieu thereof "one hundred forty".

9. On page 11, line 5, after the period, insert "When an employee leasing arrangement is in place, contributions shall be remitted by the employee leasing contractor on behalf of the leased worker.".

10. On page 14, strike lines 18 through 25 and insert in lieu thereof:

"C. Beginning January 1, 2027, an employee or self-employed individual shall be eligible for a maximum of twelve weeks of family leave in an application year. In calendar years 2027 and 2028, an employee or self-employed individual shall be eligible for a maximum of nine weeks of medical leave or safe leave in an application year. Thereafter, the maximum medical leave or safe leave compensation pursuant to this subsection shall remain at nine weeks per application year until the subsequent annual financial analysis determines that the fund is solvent after taking into account any permissible premium changes, at which point the maximum leave compensation for the following calendar year and thereafter shall be increased to twelve weeks.

D. In no event shall an employee or self-employed individual be eligible for more than twelve weeks of leave compensation in an application year.

E. An employee or self-employed individual is not required by the Paid Family and Medical Leave Act to use any leave consecutively.".

11. Reletter the succeeding subsections accordingly.

12. On page 19, line 20, strike "benefit" and insert in lieu thereof "calendar".

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13. On page 20, line 8, strike "or verification by a health care provider", strike lines 9 through 12 and strike line 13 up to the period.

14. On page 20, line 18, after "individual", insert "or a family member".

Mimi Stewart

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____