

1 SENATE BILL 163

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011**

3 INTRODUCED BY

4 Linda M. Lopez

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8 FOR THE GOVERNMENT RESTRUCTURING TASK FORCE

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10 AN ACT

11 RELATING TO EXECUTIVE SALARIES; REQUIRING SALARIES TO BE
12 REPORTED IN THE EXEMPT SALARIES PLAN; REQUIRING LEGISLATIVE
13 ADOPTION IN THE GENERAL APPROPRIATION ACT.

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

16 SECTION 1. Section 10-9-5 NMSA 1978 (being Laws 1978,
17 Chapter 96, Section 1, as amended) is amended to read:

18 "10-9-5. PUBLIC OFFICERS AND PUBLIC EMPLOYEES--EXECUTIVE
19 BRANCH--ANNUAL EXEMPT SALARIES PLAN.--

20 A. The department of finance and administration
21 shall prepare, by December 1 of each year, an exempt salaries
22 plan for the governor's approval. The plan shall specify the
23 salary [~~ranges~~] for the following public officer and public
24 employee positions of the executive branch of government for
25 the current and subsequent fiscal years:

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underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

- 1 (1) members of boards and commissions
2 appointed by the governor that are paid a salary;
- 3 (2) heads of agencies or departments appointed
4 by the governor;
- 5 (3) heads of agencies or departments appointed
6 by the respective boards and commissions of the agencies;
- 7 (4) directors of department divisions;
- 8 (5) employees in the governor's office;
- 9 (6) positions in the state militia and the
10 commissioned officers of the New Mexico state police division
11 of the department of public safety;
- 12 (7) assistants and secretaries in the offices
13 of each official covered by Paragraphs (2), (3) and (10) of
14 this subsection;
- 15 (8) positions of a professional or scientific
16 nature ~~[which]~~ that are temporary in nature;
- 17 (9) state employees whose positions the
18 personnel board has classified as policymaking positions and
19 exempt employees of elective public officials; and
- 20 (10) secretaries of departments appointed by
21 the governor.

22 B. Excluded from the provisions of this section are
23 employees of [~~the commission on higher education and employees~~
24 ~~of~~] state educational institutions named in Article 12, Section
25 11 of the constitution of New Mexico.

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