

1 AN ACT

2 RELATING TO PUBLIC EMPLOYEE PENSIONS; INCREASING PUBLIC  
3 EMPLOYER AND LOCAL ADMINISTRATIVE UNIT CONTRIBUTIONS TO THE  
4 FUNDS INCLUDED UNDER THE PUBLIC EMPLOYEES RETIREMENT ACT AND  
5 THE EDUCATIONAL RETIREMENT FUND.

6  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

8 SECTION 1. Section 10-11-26.6 NMSA 1978 (being Laws  
9 1994, Chapter 128, Section 7, as amended) is amended to read:

10 "10-11-26.6. STATE GENERAL MEMBER COVERAGE PLAN 3--  
11 STATE CONTRIBUTION RATE.--The state shall contribute  
12 seventeen and twenty-four hundredths percent of the salary of  
13 each member covered by state general member coverage plan 3  
14 starting with the first pay period that ends within the  
15 calendar month in which state general member coverage plan 3  
16 becomes applicable to the member."

17 SECTION 2. Section 10-11-38.6 NMSA 1978 (being Laws  
18 1994, Chapter 128, Section 14, as amended) is amended to  
19 read:

20 "10-11-38.6. JUVENILE CORRECTIONAL OFFICER MEMBER  
21 COVERAGE PLAN 2--STATE CONTRIBUTION RATE.--The state shall  
22 contribute twenty-six and thirty-seven hundredths percent of  
23 the salary of each member covered by juvenile correctional  
24 officer member coverage plan 2 starting with the first pay  
25 period that ends within the calendar month in which juvenile

1 correctional officer member coverage plan 2 becomes  
2 applicable to the member."

3 SECTION 3. Section 10-11-49 NMSA 1978 (being Laws 1987,  
4 Chapter 253, Section 49, as amended) is amended to read:

5 "10-11-49. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 1--  
6 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
7 public employer shall contribute seven and sixty-five  
8 hundredths percent of the salary of each member it employs  
9 and who is covered under municipal general member coverage  
10 plan 1."

11 SECTION 4. Section 10-11-55 NMSA 1978 (being Laws 1987,  
12 Chapter 253, Section 55, as amended) is amended to read:

13 "10-11-55. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 2--  
14 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
15 public employer shall contribute nine and eight-tenths  
16 percent of the salary of each member it employs and who is  
17 covered under municipal general member coverage plan 2."

18 SECTION 5. Section 10-11-55.6 NMSA 1978 (being Laws  
19 1993, Chapter 58, Section 6, as amended) is amended to read:

20 "10-11-55.6. MUNICIPAL GENERAL MEMBER COVERAGE PLAN 3--  
21 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An affiliated  
22 public employer shall contribute nine and eight-tenths  
23 percent of the salary of each member it employs and who is  
24 covered under municipal general member coverage plan 3."

25 SECTION 6. Section 10-11-55.12 NMSA 1978 (being Laws

1 1998, Chapter 106, Section 6, as amended) is amended to read:

2 "10-11-55.12. MUNICIPAL GENERAL MEMBER COVERAGE PLAN  
3 4--AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--An  
4 affiliated public employer shall contribute twelve and three-  
5 tenths percent of the salary of each member it employs and  
6 who is covered under municipal general member coverage plan  
7 4."

8 SECTION 7. Section 10-11-61 NMSA 1978 (being Laws 1987,  
9 Chapter 253, Section 61, as amended) is amended to read:

10 "10-11-61. MUNICIPAL POLICE MEMBER COVERAGE PLAN 1--  
11 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
12 public employer shall contribute ten and sixty-five  
13 hundredths percent of the salary of each member it employs  
14 and who is covered under municipal police member coverage  
15 plan 1."

16 SECTION 8. 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 and sixty-five  
21 hundredths percent of the salary of each member it employs  
22 and who is covered under municipal police member coverage  
23 plan 2."

24 SECTION 9. Section 10-11-73 NMSA 1978 (being Laws 1987,  
25 Chapter 253, Section 73, as amended) is amended to read:

1           "10-11-73. MUNICIPAL POLICE MEMBER COVERAGE PLAN 3--  
2 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
3 public employer shall contribute nineteen and fifteen-  
4 hundredths percent of the salary of each member it employs  
5 and who is covered under municipal police member coverage  
6 plan 3."

7           **SECTION 10.** Section 10-11-79 NMSA 1978 (being Laws  
8 1987, Chapter 253, Section 79, as amended) is amended to  
9 read:

10           "10-11-79. MUNICIPAL POLICE MEMBER COVERAGE PLAN 4--  
11 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
12 public employer shall contribute nineteen and fifteen-  
13 hundredths percent of the salary of each member it employs  
14 and who is covered under municipal police member coverage  
15 plan 4."

16           **SECTION 11.** Section 10-11-85 NMSA 1978 (being Laws  
17 1987, Chapter 253, Section 85, as amended) is amended to  
18 read:

19           "10-11-85. MUNICIPAL POLICE MEMBER COVERAGE PLAN 5--  
20 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
21 public employer shall contribute nineteen and fifteen-  
22 hundredths percent of the salary of each member it employs  
23 and who is covered under municipal police member coverage  
24 plan 5."

25           **SECTION 12.** Section 10-11-91 NMSA 1978 (being Laws

1 1987, Chapter 253, Section 91, as amended) is amended to  
2 read:

3 "10-11-91. MUNICIPAL FIRE MEMBER COVERAGE PLAN 1--  
4 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
5 public employer shall contribute eleven and sixty-five  
6 hundredths percent of the salary of each member it employs  
7 and covers under municipal fire member coverage plan 1."

8 SECTION 13. Section 10-11-97 NMSA 1978 (being Laws  
9 1987, Chapter 253, Section 97, as amended) is amended to  
10 read:

11 "10-11-97. MUNICIPAL FIRE MEMBER COVERAGE PLAN 2--  
12 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
13 public employer shall contribute eighteen and fifteen-  
14 hundredths percent of the salary of each member it employs  
15 and covers under municipal fire member coverage plan 2."

16 SECTION 14. Section 10-11-103 NMSA 1978 (being Laws  
17 1987, Chapter 253, Section 103, as amended) is amended to  
18 read:

19 "10-11-103. MUNICIPAL FIRE MEMBER COVERAGE PLAN 3--  
20 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
21 public employer shall contribute twenty-one and nine-tenths  
22 percent of the salary of each member it employs and covers  
23 under municipal fire member coverage plan 3."

24 SECTION 15. Section 10-11-109 NMSA 1978 (being Laws  
25 1987, Chapter 253, Section 109, as amended) is amended to

1 read:

2 "10-11-109. MUNICIPAL FIRE MEMBER COVERAGE PLAN 4--  
3 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
4 public employer shall contribute twenty-one and nine-tenths  
5 percent of the salary of each member it employs and covers  
6 under municipal fire member coverage plan 4."

7 SECTION 16. Section 10-11-115 NMSA 1978 (being Laws  
8 1987, Chapter 253, Section 115, as amended) is amended to  
9 read:

10 "10-11-115. MUNICIPAL FIRE MEMBER COVERAGE PLAN 5--  
11 AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE.--The affiliated  
12 public employer shall contribute twenty-one and nine-tenths  
13 percent of the salary of each member it employs and covers  
14 under municipal fire member coverage plan 5."

15 SECTION 17. Section 10-11-115.6 NMSA 1978 (being Laws  
16 2003, Chapter 268, Section 7, as amended) is amended to read:

17 "10-11-115.6. MUNICIPAL DETENTION OFFICER MEMBER  
18 COVERAGE PLAN 1--EMPLOYER CONTRIBUTION RATE.--The affiliated  
19 public employer shall contribute seventeen and three-tenths  
20 percent of the salary of each member under municipal  
21 detention officer member coverage plan 1 starting with the  
22 first pay period that ends within the calendar month in which  
23 municipal detention officer member coverage plan 1 becomes  
24 applicable to the member."

25 SECTION 18. Section 22-11-21 NMSA 1978 (being Laws

1 1967, Chapter 16, Section 144, as amended) is amended to  
2 read:

3 "22-11-21. CONTRIBUTIONS--MEMBERS--LOCAL ADMINISTRATIVE  
4 UNITS.--

5 A. Except as provided in Subsection D of this  
6 section, for a member whose annual salary is greater than  
7 twenty thousand dollars (\$20,000), the member shall make  
8 contributions to the fund in an amount equal to ten and  
9 seven-tenths percent of the member's annual salary.

10 B. On and after July 1, 2008, for a member whose  
11 annual salary is twenty thousand dollars (\$20,000) or less,  
12 the member contribution rate shall be seven and nine-tenths  
13 percent of the member's annual salary.

14 C. Except as provided in Subsection D of this  
15 section, each local administrative unit shall make an annual  
16 contribution to the fund in an amount equal to fourteen and  
17 fifteen-hundredths percent of the annual salary of each  
18 member employed by the local administrative unit.

19 D. If, in a calendar year, the salary of a member,  
20 initially employed by a local administrative unit on or after  
21 July 1, 1996, equals the annual compensation limit set  
22 pursuant to Section 401(a)(17) of the Internal Revenue Code  
23 of 1986, as amended, then:

24 (1) for the remainder of that calendar year,  
25 no additional member contributions or local administrative

1 unit contributions for that member shall be made pursuant to  
2 this section; provided that no member shall be denied service  
3 credit solely because contributions are not made by the  
4 member or on behalf of the member pursuant to the provisions  
5 of this subsection; and

6 (2) the amount of the annual compensation  
7 limit shall be divided into four equal portions, and, for  
8 purposes of attributing contributory employment and crediting  
9 service credit, each portion shall be attributable to one of  
10 the four quarters of the calendar year."

11 SECTION 19. EFFECTIVE DATE.--The effective date of the  
12 provisions of this act is July 1, 2019. \_\_\_\_\_

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