

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 979

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

BILLY J. MCKIBBEN

AN ACT

RELATING TO LEGISLATIVE RETIREMENT; PROVIDING FOR REINSTATEMENT
OF CERTAIN MEMBERS.

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

Section 1. Section 10-11-39 NMSA 1978 (being Laws 1987,
Chapter 253, Section 39) is amended to read:

"10-11-39. STATE LEGISLATOR MEMBER COVERAGE PLAN 1--
APPLICABILITY.--

A. State legislator member coverage plan 1 is applicable to state legislators and lieutenant governors, including state legislators who withdrew from membership in the public employee retirement system pursuant to court judgments entered after December 29, 1988 and prior to November 22, 1995, who are reinstated pursuant to Subsection B of this section.

B. State legislators who withdrew from membership

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = delete

1 between December 29, 1988 and November 22, 1995, or their
2 personal representatives, may apply for and shall be granted
3 reinstatement as provided in this subsection. Application shall
4 be made in the manner the association shall prescribe. Those
5 who withdrew their contributions shall repay all amounts
6 withdrawn. Those who repaid any portion of the retirement
7 benefits received shall be refunded the amounts repaid upon
8 reinstatement. Upon request, refund amounts shall be credited
9 against amounts withdrawn and only the balance, if any, shall be
10 refunded or due. Reinstatement shall be effective retroactively
11 to the date of withdrawal from membership. Unpaid benefits due
12 shall be paid in a lump sum upon reinstatement."

13 - 2 -
14
15
16
17
18
19
20
21
22
23
24
25