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SENATE BILL 454

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

Jay C. Block and Gabriel Ramos and Anthony L. Thornton
and Nicole Tobiassen

AN ACT

RELATING TO PUBLIC EMPLOYEES; CHANGING AGE AND SERVICE CREDIT
REQUIREMENTS AND CALCULATIONS FOR PUBLIC SAFETY, MUNICIPAL
POLICE AND MUNICIPAL FIRE PLANS.

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

SECTION 1. Section 10-11-27 NMSA 1978 (being Laws 1987,
Chapter 253, Section 27, as amended) is amended to read:

"10-11-27. STATE PUBLIC SAFETY MEMBER COVERAGE PLAN 1--
APPLICABILITY--CREDITED SERVICE.--

A. State public safety member coverage plan 1 is
applicable to:

- (1) state police members who are not
specifically covered by another coverage plan;
- (2) adult correctional officer members;
- (3) adult probation and parole officer

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1 members;

2 (4) juvenile probation and parole officer
3 members; and

4 (5) state fire members.

5 B. The credited service of a [~~state police member~~
6 ~~who was a retired member or a member on or before June 30, 2013~~
7 ~~or of an adult correctional officer~~] member that is earned
8 pursuant to the state public safety member coverage plan 1
9 shall have actual credited service increased by twenty percent
10 for the purposes of state public safety member coverage plan 1.

11 [~~C. The credited service, accrued after July 1,~~
12 ~~2021, of an adult probation and parole officer or a juvenile~~
13 ~~probation and parole officer shall be increased by twenty~~
14 ~~percent for the purposes of state public safety member coverage~~
15 ~~plan 1.~~

16 D. ~~The credited service, accrued after July 1,~~
17 ~~2024, of a state fire member shall be increased by twenty~~
18 ~~percent for the purposes of state public safety member coverage~~
19 ~~plan 1.~~

20 E. ~~The increase of twenty percent to accrued~~
21 ~~credited service provided by this section shall only apply to a~~
22 ~~state public safety member who was a retired member or a member~~
23 ~~on or before June 30, 2013.~~

24 F.] C. Except as provided in [Subsections]
25 Subsection B [~~through E~~] of this section, the credited service

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1 of a member covered under state public safety member coverage
2 plan 1 shall be credited as provided in Section 10-11-4 NMSA
3 1978.

4 ~~[G.]~~ D. State public safety member coverage plan 1
5 is applicable to adult probation and parole officer members and
6 juvenile probation and parole officer members in the first full
7 pay period after July 1, 2021 if the retirement board certifies
8 to the secretary of state that, of those adult probation and
9 parole officer members and juvenile probation and parole
10 officer members to be covered under state public safety member
11 coverage plan 1, a majority of the respective members voting
12 have voted to approve adoption of that plan at an election
13 conducted pursuant to Laws 2020, Chapter 11, Sections 63
14 through 66.

15 ~~[H.]~~ E. State public safety member coverage plan 1
16 is applicable in the first full pay period after July 1, 2024
17 for:

18 (1) state fire members who begin employment as
19 a state fire member on or after July 1, 2024; and

20 (2) state fire members who were employed in a
21 position and were subject to the definition of a "state fire
22 member" prior to July 1, 2024, if the retirement board
23 certifies to the secretary of state that, of those state fire
24 members to be covered under state public safety member coverage
25 plan 1, a majority of the respective members voting have voted

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1 to approve the adoption of that plan at an election conducted
2 pursuant to [~~Section 8 of this 2024 act~~] Laws 2024, Chapter 52,
3 Section 8."

4 SECTION 2. Section 10-11-57 NMSA 1978 (being Laws 1987,
5 Chapter 253, Section 57, as amended) is amended to read:

6 "10-11-57. MUNICIPAL POLICE MEMBER COVERAGE PLAN 1--AGE
7 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
8 municipal police member coverage plan 1:

9 A. for a member who was a retired member or a
10 member on June 30, 2013, the age and service requirements for
11 normal retirement are:

12 (1) age sixty-five years or older and five or
13 more years of credited service;

14 (2) age sixty-four years and eight or more
15 years of credited service;

16 (3) age sixty-three years and eleven or more
17 years of credited service;

18 (4) age sixty-two years and fourteen or more
19 years of credited service;

20 (5) age sixty-one years and seventeen or more
21 years of credited service; or

22 (6) any age [~~sixty years~~] and twenty or more
23 years of credited service [~~or~~

24 ~~(7) any age and twenty-five or more years of~~
25 ~~credited service]; and~~

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1 B. for a member who was not a retired member or a
2 member on June 30, 2013, the age and service requirements for
3 normal retirement are:

4 (1) age sixty years or older and five or more
5 years of service credit; or

6 (2) any age and [~~twenty-five~~] twenty or more
7 years of service credit."

8 **SECTION 3.** Section 10-11-63 NMSA 1978 (being Laws 1987,
9 Chapter 253, Section 63, as amended) is amended to read:

10 "10-11-63. MUNICIPAL POLICE MEMBER COVERAGE PLAN 2--AGE
11 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
12 municipal police member coverage plan 2:

13 A. for a member who was a retired member or a
14 member on June 30, 2013, the age and service requirements for
15 normal retirement are:

16 (1) age sixty-five years or older and five or
17 more years of credited service;

18 (2) age sixty-four years and eight or more
19 years of credited service;

20 (3) age sixty-three years and eleven or more
21 years of credited service;

22 (4) age sixty-two years and fourteen or more
23 years of credited service;

24 (5) age sixty-one years and seventeen or more
25 years of credited service; or

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1 (6) any age [~~sixty years~~] and twenty or more
2 years of credited service [~~or~~

3 ~~(7) any age and twenty-five or more years of~~
4 ~~credited service]; and~~

5 B. for a member who was not a retired member or a
6 member on June 30, 2013, the age and service requirements for
7 normal retirement are:

8 (1) age sixty years or older and five or more
9 years of service credit; or

10 (2) any age and [~~twenty-five~~] twenty or more
11 years of service credit."

12 SECTION 4. Section 10-11-69 NMSA 1978 (being Laws 1987,
13 Chapter 253, Section 69, as amended) is amended to read:

14 "10-11-69. MUNICIPAL POLICE MEMBER COVERAGE PLAN 3--AGE
15 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
16 municipal police member coverage plan 3:

17 A. for a member who was a retired member or a
18 member on June 30, 2013, the age and service requirements for
19 normal retirement are:

20 (1) age sixty-five years or older and five or
21 more years of credited service;

22 (2) age sixty-four years and eight or more
23 years of credited service;

24 (3) age sixty-three years and eleven or more
25 years of credited service;

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1 (4) age sixty-two years and fourteen or more
2 years of credited service;

3 (5) age sixty-one years and seventeen or more
4 years of credited service; or

5 (6) any age and twenty or more years of
6 credited service; and

7 B. for a member who was not a retired member or a
8 member on June 30, 2013, the age and service requirements for
9 normal retirement are:

10 (1) age sixty years or older and five or more
11 years of service credit; or

12 (2) any age and [~~twenty-five~~] twenty or more
13 years of service credit."

14 SECTION 5. Section 10-11-75 NMSA 1978 (being Laws 1987,
15 Chapter 253, Section 75, as amended) is amended to read:

16 "10-11-75. MUNICIPAL POLICE MEMBER COVERAGE PLAN 4--AGE
17 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
18 municipal police member coverage plan 4:

19 A. for a member who was a retired member or a
20 member on June 30, 2013, the age and service requirements for
21 normal retirement are:

22 (1) age sixty-five years or older and five or
23 more years of credited service;

24 (2) age sixty-four years and eight or more
25 years of credited service;

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1 (3) age sixty-three years and eleven or more
2 years of credited service;

3 (4) age sixty-two years and fourteen or more
4 years of credited service;

5 (5) age sixty-one years and seventeen or more
6 years of credited service; or

7 (6) any age and twenty or more years of
8 credited service; and

9 B. for a member who was not a retired member or a
10 member on June 30, 2013, the age and service requirements for
11 normal retirement are:

12 (1) age sixty years or older and five or more
13 years of service credit; or

14 (2) any age and [~~twenty-five~~] twenty or more
15 years of service credit."

16 SECTION 6. Section 10-11-81 NMSA 1978 (being Laws 1987,
17 Chapter 253, Section 81, as amended) is amended to read:

18 "10-11-81. MUNICIPAL POLICE MEMBER COVERAGE PLAN 5--AGE
19 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
20 municipal police member coverage plan 5:

21 A. for a member who was a retired member or a
22 member on June 30, 2013, the age and service requirements for
23 normal retirement are:

24 (1) age sixty-five years or older and five or
25 more years of credited service;

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1 (2) age sixty-four years and eight or more
2 years of credited service;

3 (3) age sixty-three years and eleven or more
4 years of credited service;

5 (4) age sixty-two years and fourteen or more
6 years of credited service;

7 (5) age sixty-one years and seventeen or more
8 years of credited service; or

9 (6) any age and twenty or more years of
10 credited service; and

11 B. for a member who was not a retired member or a
12 member on June 30, 2013, the age and service requirements for
13 normal retirement are:

14 (1) age sixty years or older and five or more
15 years of service credit; or

16 (2) any age and [~~twenty-five~~] twenty or more
17 years of service credit."

18 SECTION 7. Section 10-11-87 NMSA 1978 (being Laws 1987,
19 Chapter 253, Section 87, as amended) is amended to read:

20 "10-11-87. MUNICIPAL FIRE MEMBER COVERAGE PLAN 1--AGE AND
21 SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under municipal
22 fire member coverage plan 1:

23 A. for a member who was a retired member or a
24 member on June 30, 2013, the age and service requirements for
25 normal retirement are:

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1 (1) age sixty-five years or older and five or
2 more years of credited service;

3 (2) age sixty-four years and eight or more
4 years of credited service;

5 (3) age sixty-three years and eleven or more
6 years of credited service;

7 (4) age sixty-two years and fourteen or more
8 years of credited service;

9 (5) age sixty-one years and seventeen or more
10 years of credited service; or

11 (6) any age [~~sixty years~~] and twenty or more
12 years of credited service [~~or~~

13 ~~(7) any age and twenty-five or more years of~~
14 ~~credited service]; and~~

15 B. for a member who was not a retired member or a
16 member on June 30, 2013, the age and service requirements for
17 normal retirement are:

18 (1) age sixty years or older and five or more
19 years of service credit; or

20 (2) any age and [~~twenty-five~~] twenty or more
21 years of service credit."

22 SECTION 8. Section 10-11-93 NMSA 1978 (being Laws 1987,
23 Chapter 253, Section 93, as amended) is amended to read:

24 "10-11-93. MUNICIPAL FIRE MEMBER COVERAGE PLAN 2--AGE AND
25 SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under municipal

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1 fire member coverage plan 2:

2 A. for a member who was a retired member or a
3 member on June 30, 2013, the age and service requirements for
4 normal retirement are:

5 (1) age sixty-five years or older and five or
6 more years of credited service;

7 (2) age sixty-four years and eight or more
8 years of credited service;

9 (3) age sixty-three years and eleven or more
10 years of credited service;

11 (4) age sixty-two years and fourteen or more
12 years of credited service;

13 (5) age sixty-one years and seventeen or more
14 years of credited service; or

15 (6) any age [~~sixty years~~] and twenty or more
16 years of credited service [~~or~~

17 ~~(7) any age and twenty-five or more years of~~
18 ~~credited service]; and~~

19 B. for a member who was not a retired member or a
20 member on June 30, 2013, the age and service requirements for
21 normal retirement are:

22 (1) age sixty years or older and five or more
23 years of service credit; or

24 (2) any age and [~~twenty-five~~] twenty or more
25 years of service credit."

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1 SECTION 9. Section 10-11-99 NMSA 1978 (being Laws 1987,
2 Chapter 253, Section 99, as amended) is amended to read:

3 "10-11-99. MUNICIPAL FIRE MEMBER COVERAGE PLAN 3--AGE AND
4 SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under municipal
5 fire member coverage plan 3:

6 A. for a member who was a retired member or a
7 member on June 30, 2013, the age and service requirements for
8 normal retirement are:

9 (1) age sixty-five years or older and five or
10 more years of credited service;

11 (2) age sixty-four years and eight or more
12 years of credited service;

13 (3) age sixty-three years and eleven or more
14 years of credited service;

15 (4) age sixty-two years and fourteen or more
16 years of credited service;

17 (5) age sixty-one years and seventeen or more
18 years of credited service; or

19 (6) any age and twenty or more years of
20 credited service; and

21 B. for a member who was not a retired member or a
22 member on June 30, 2013, the age and service requirements for
23 normal retirement are:

24 (1) age sixty years or older and five or more
25 years of service credit; or

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1 (2) any age and [~~twenty-five~~] twenty or more
2 years of service credit."

3 SECTION 10. Section 10-11-105 NMSA 1978 (being Laws 1987,
4 Chapter 253, Section 105, as amended) is amended to read:

5 "10-11-105. MUNICIPAL FIRE MEMBER COVERAGE PLAN 4--AGE
6 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
7 municipal fire member coverage plan 4:

8 A. for a member who was a retired member or a
9 member on June 30, 2013, the age and service requirements for
10 normal retirement are:

11 (1) age sixty-five years or older and five or
12 more years of credited service;

13 (2) age sixty-four years and eight or more
14 years of credited service;

15 (3) age sixty-three years and eleven or more
16 years of credited service;

17 (4) age sixty-two years and fourteen or more
18 years of credited service;

19 (5) age sixty-one years and seventeen or more
20 years of credited service; or

21 (6) any age and twenty or more years of
22 credited service; and

23 B. for a member who was not a retired member or a
24 member on June 30, 2013, the age and service requirements for
25 normal retirement are:

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1 (1) age sixty years or older and five or more
2 years of service credit; or

3 (2) any age and [~~twenty-five~~] twenty or more
4 years of service credit."

5 SECTION 11. Section 10-11-111 NMSA 1978 (being Laws 1987,
6 Chapter 253, Section 111, as amended) is amended to read:

7 "10-11-111. MUNICIPAL FIRE MEMBER COVERAGE PLAN 5--AGE
8 AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT.--Under
9 municipal fire member coverage plan 5:

10 A. for a member who was a retired member or a
11 member on June 30, 2013, the age and service requirements for
12 normal retirement are:

13 (1) age sixty-five years or older and five or
14 more years of credited service;

15 (2) age sixty-four years and eight or more
16 years of credited service;

17 (3) age sixty-three years and eleven or more
18 years of credited service;

19 (4) age sixty-two years and fourteen or more
20 years of credited service;

21 (5) age sixty-one years and seventeen or more
22 years of credited service; or

23 (6) any age and twenty or more years of
24 credited service; and

25 B. for a member who was not a retired member or a

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1 member on June 30, 2013, the age and service requirements for
2 normal retirement are:

3 (1) age sixty years or older and five or more
4 years of service credit; or

5 (2) any age and [~~twenty-five~~] twenty or more
6 years of service credit."

7 SECTION 12. APPLICABILITY.--The provisions of this act
8 apply to credited service performed after the effective date of
9 this act. Any credited service performed or amount of pension
10 earned prior to the effective date of this act shall not be
11 calculated or adjusted to conform to the provisions of this
12 act.