

SENATE HEALTH AND PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
SENATE BILL 7

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

AN ACT

RELATING TO MINIMUM WAGES; AMENDING A SECTION OF THE NMSA 1978
TO PROVIDE FOR A MINIMUM HOURLY WAGE RATE OF FIFTEEN DOLLARS
(\$15.00) FOR STATE EMPLOYEES, HIGHER EDUCATION EMPLOYEES,
LICENSED AND NONLICENSED EMPLOYEES OF A SCHOOL DISTRICT OR
STATE-CHARTERED CHARTER SCHOOL AND EMPLOYEES OF STATE
CONTRACTORS; MAKING AN APPROPRIATION.

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

SECTION 1. Section 10-7-9 NMSA 1978 (being Laws 1974,
Chapter 10, Section 2) is amended to read:

"10-7-9. MINIMUM SALARY RATE.--

A. Every state employee, licensed and nonlicensed
employee of a school district or state-chartered charter school
and ~~every~~ person ~~regularly~~ employed at a state educational
institution named in Article 12, Section 11 of the constitution

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1 ~~of New Mexico [constitution, except student employees as~~
2 ~~defined by the board of educational finance]~~ shall receive a
3 salary at a rate equal to at least ~~[four hundred dollars (\$400)~~
4 ~~per month]~~ fifteen dollars (\$15.00) per hour.

5 B. Any contractor of a contract that takes effect
6 on or after the effective date of this 2022 act that is with
7 the state, a school district or state-chartered charter school
8 or a state educational institution named in Article 12, Section
9 11 of the constitution of New Mexico shall pay each person
10 employed under that contract no less than a minimum wage rate
11 of fifteen dollars (\$15.00) per hour."

12 SECTION 2. APPROPRIATION.--

13 A. Eighty-five million dollars (\$85,000,000) is
14 appropriated from the general fund to the department of finance
15 and administration for expenditure in fiscal year 2023 for
16 salary increases to provide a minimum wage at a rate equal to
17 at least fifteen dollars (\$15.00) per hour to:

18 (1) permanent legislative employees, including
19 permanent employees of the legislative council service,
20 legislative finance committee, legislative education study
21 committee, legislative building services, the house and senate,
22 house and senate chief clerks' offices and house and senate
23 leadership;

24 (2) all judges, magistrates and judicial
25 permanent employees; all district attorneys' permanent

1 employees; and all public defender department permanent
 2 employees, judicial child support hearing officers and judicial
 3 special commissioners;

4 (3) incumbents in agencies governed by the
 5 Personnel Act, the New Mexico state police career pay system,
 6 the office of the attorney general employees, workers'
 7 compensation judges and executive exempt employees;

8 (4) the higher education department and the
 9 boards of regents of state educational institutions named in
 10 Article 12, Section 11 of the constitution of New Mexico for
 11 all higher education faculty and staff of two-year and four-
 12 year public post-secondary educational institutions, the New
 13 Mexico military institute, the New Mexico school for the blind
 14 and visually impaired and the New Mexico school for the deaf;
 15 and

16 (5) the public education department and school
 17 districts for all public education department staff and all
 18 licensed and nonlicensed employees of a school district or
 19 state-chartered charter school.

20 B. The salary increases shall be effective the
 21 first full pay period beginning on or after July 1, 2022.

22 C. If a law is enacted during the second session of
 23 the fifty-fifth legislature to provide salary increases to
 24 state employees, the salary increases provided for in Section 1
 25 of this act shall take effect prior to the salary increases

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1 provided for in that law taking effect.

2 D. Any unexpended or unencumbered balance remaining
3 at the end of fiscal year 2023 shall revert to the general
4 fund.

5 SECTION 3. EFFECTIVE DATE.--The effective date of the
6 provisions of this act is July 1, 2022.

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