

<b>LFC Requester:</b>	<b>Simon, Joseph</b>
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**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO**

**[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto:billanalysis@dfa.nm.gov)**

*(Analysis must be uploaded as a PDF)*

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

**Date Prepared:** 1/29/25 *Check all that apply:*  
**Bill Number:** SB 165 Original  Correction   
 Amendment  Substitute

**Sponsor:** Senator Wirth **Agency Name and Code** 366-PERA  
**Short Title:** RETURN TO WORK FOR LIFEGUARDS **Number:** \_\_\_\_\_  
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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(Parenthesis ( ) indicate revenue decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
Duplicates/Relates to Appropriation in the General Appropriation Act

### **SECTION III: NARRATIVE**

#### **BILL SUMMARY**

##### Synopsis:

SB 165 amends the Public Employees Retirement Act [NMSA 1978 10-11-8] to allow retired members to return to work as certified lifeguards without suspension of their pension benefits.

#### **FISCAL IMPLICATIONS**

Because the statute requires return to work members and their employers to pay contributions it may have a very small positive impact to the funding ratio of the Municipal General fund. For the year ending June 30, 2024, the Municipal General fund ratio is 73.50%. The bill is currently undergoing an actuarial analysis for its impact to the fund.

SB 165 should not have an impact to PERA's operating budget.

#### **SIGNIFICANT ISSUES**

None.

#### **PERFORMANCE IMPLICATIONS**

None.

#### **ADMINISTRATIVE IMPLICATIONS**

None.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None.

#### **TECHNICAL ISSUES**

None.

#### **OTHER SUBSTANTIVE ISSUES**

#### **ALTERNATIVES**

None.

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

PERA retirees will continue to be barred from returning to work with affiliated public employers, subject to certain statutory exceptions.

## **AMENDMENTS**

None.