

LFC Requester:	Simon, Joseph
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AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to 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: 2/20/25 *Check all that apply:*
Bill Number: SB 438 Original Correction
 Amendment Substitute

Sponsor: Senator Padilla **Agency Name and Code** 366-PERA
Short Title: STATE POLICE CREDITED SERVICE CALCULATION **Number:** _____
Person Writing Anna Williams
Phone: 505-259-8489 **Email** Annae.williams@pera.nm.gov

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
Total						

(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 438 amends the PERA Act [NMSA 1978 10-11-27] to allow for a twenty percent increase to a state police member's actual credited service regardless of start date. The proposed legislation also clarifies that to be eligible for the twenty percent increase to their actual credited service, other members covered under state public safety member coverage plan 1, must be a retired member or a member on or before June 30, 2013. The proposed legislation also amends the PERA Act [NMSA 1978 10-11-28] to include age and service credit requirements for normal retirement for a state police member who is not covered by another coverage plan.

FISCAL IMPLICATIONS

For the year ending June 30, 2024, the State Public Safety plan fund has a funded ratio of 124.3%.

PERA has requested an actuarial analysis concerning the impact of SB 438 on the Public Safety Plan.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

SB 438 will not impact PERA's performance measures.

ADMINISTRATIVE IMPLICATIONS

PERA will have to make modifications to its pension administration system to ensure that members of the state police receive the increased twenty percent.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

PERA would continue to follow the existing statutes in NMSA 1978 and the New Mexico Constitution.

AMENDMENTS

None.