

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

HOUSE BILL 78

**47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006**

INTRODUCED BY

Luciano "Lucky" Varela

AN ACT

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC OFFICERS  
AND EMPLOYEES, PUBLIC SCHOOL PERSONNEL AND HIGHER EDUCATION  
FACULTY AND EMPLOYEES.

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

Section 1. APPROPRIATIONS.--

A. Thirty-five million six hundred eighty-six  
thousand five hundred four dollars (\$35,686,504) is  
appropriated from the general fund to the department of finance  
and administration for expenditure in fiscal year 2007 to  
provide salary increases to employees in budgeted positions,  
subject to satisfactory job performance. The salary increases  
shall be effective the first full pay period after July 1, 2006  
and the appropriation shall be distributed as follows:

- (1) one million four hundred ten thousand one

.159590.1

underscoring material = new  
[bracketed material] = delete

underscoring material = new  
[bracketed material] = delete

1 hundred ninety-six dollars (\$1,410,196) to provide the justices  
2 of the supreme court with a salary increase to one hundred  
3 fifteen thousand forty dollars (\$115,040) and to provide the  
4 chief justice of the supreme court; the chief judge of the  
5 court of appeals; judges of the court of appeals, district  
6 courts, metropolitan courts and magistrate courts; child  
7 support hearing officers; and special commissioners with a  
8 salary increase pursuant to the provisions of Section 34-1-9  
9 NMSA 1978;

10 (2) three million one hundred fifty-five  
11 thousand eight hundred sixty dollars (\$3,155,860) to provide  
12 all judicial permanent employees, other than employees whose  
13 salaries are set by statute, with an average five percent  
14 salary increase as determined by the administrative office of  
15 the courts;

16 (3) eighty-one thousand nine hundred  
17 fifty-five dollars (\$81,955) to provide a five percent salary  
18 increase for district attorneys;

19 (4) two million one hundred thirty-six  
20 thousand four hundred twenty dollars (\$2,136,420) to provide  
21 all district attorney permanent employees, other than elected  
22 district attorneys, with a salary increase equivalent to a two  
23 percent salary increase and an average three percent  
24 compa-ratio adjustment as determined by the administrative  
25 office of the district attorneys;

.159590.1

underscored material = new  
[bracketed material] = delete

1                   (5) twenty-two million seven hundred  
2 eighty-four thousand nine hundred forty-four dollars  
3 (\$22,784,944) to provide incumbents in agencies governed by the  
4 Personnel Act with a two percent salary increase and an average  
5 three percent compa-ratio adjustment as determined by the state  
6 personnel office;

7                   (6) one million six hundred forty-two thousand  
8 five hundred sixty-two dollars (\$1,642,562) to provide  
9 executive exempt employees, including attorney general  
10 employees and workers' compensation judges, with an average  
11 five percent salary increase;

12                   (7) three million one hundred twenty-seven  
13 thousand eight hundred forty-six dollars (\$3,127,846) to  
14 provide all commissioned officers of the New Mexico state  
15 police division of the department of public safety with a five  
16 percent general salary increase and an additional five percent  
17 to address compaction issues for those officers below the rank  
18 of lieutenant in accordance with the New Mexico state police  
19 career pay system as determined by the secretary of public  
20 safety;

21                   (8) two hundred ninety thousand six hundred  
22 twenty-three dollars (\$290,623) to provide teachers in the  
23 department of health; corrections department; children, youth  
24 and families department; and commission for the blind with a  
25 four and one-half percent salary increase and for statutory

.159590.1

underscored material = new  
[bracketed material] = delete

1 minimum salaries for level three-A teachers;

2 (9) five hundred two thousand one hundred  
3 thirty dollars (\$502,130) to provide permanent legislative  
4 employees, including permanent employees of the legislative  
5 council service; the legislative finance committee; the  
6 legislative education study committee; legislative building  
7 services; the house and senate chief clerks' offices; and the  
8 house and senate leadership, with an average five percent  
9 salary increase; and

10 (10) five hundred fifty-three thousand nine  
11 hundred sixty-eight dollars (\$553,968) for an additional three  
12 percent salary increase for state employees classified as  
13 probation and parole officers; librarians, library technicians  
14 and library assistants; and police, fire and ambulance  
15 dispatchers.

16 B. The following amounts are appropriated from the  
17 general fund to the higher education department for expenditure  
18 in fiscal year 2007:

19 (1) thirty-nine million nine hundred fifty-six  
20 thousand seven hundred dollars (\$39,956,700) to provide faculty  
21 and staff of four- and two-year public post-secondary  
22 educational institutions with a four and one-half percent  
23 compensation increase; and

24 (2) five million seven hundred eight thousand  
25 one hundred dollars (\$5,708,100) to provide a three-fourths

.159590.1

underscored material = new  
[bracketed material] = delete

1 percent increase in the employer contribution to the  
2 educational retirement fund. The compensation increase shall  
3 be effective the first full pay period after July 1, 2006.

4 C. The following amounts are appropriated from the  
5 general fund to the public education department for expenditure  
6 in fiscal year 2007:

7 (1) eighty-one million three hundred twenty-  
8 nine thousand nine hundred twenty-seven dollars (\$81,329,927)  
9 to provide all public education employees with a four and one-  
10 half percent salary increase;

11 (2) seven million four hundred ninety-six  
12 thousand nine hundred one dollars (\$7,496,901) for statutory  
13 minimum salaries for level three-A teachers;

14 (3) three million seven hundred forty-nine  
15 thousand one hundred thirty dollars (\$3,749,130) to provide an  
16 additional five percent salary increase to educational  
17 assistants; and

18 (4) thirteen million five hundred fifty-four  
19 thousand nine hundred eighty-eight dollars (\$13,554,988) to  
20 provide a three-fourths percent increase in the employer  
21 contribution to the educational retirement fund. The  
22 compensation increase shall be effective the first full pay  
23 period after July 1, 2006.

24 D. The department of finance and administration  
25 shall distribute a sufficient amount to each agency to provide

.159590.1

underscoring material = new  
[bracketed material] = delete

1 the appropriate increase for those employees whose salaries are  
2 received as a result of the general fund appropriations in the  
3 General Appropriation Act of 2006. Any unexpended or  
4 unencumbered balance remaining at the end of fiscal year 2007  
5 shall revert to the general fund.

6 E. For those state employees whose salaries are  
7 referenced in or received as a result of nongeneral fund  
8 appropriations in the General Appropriation Act of 2006, the  
9 department of finance and administration shall transfer from  
10 the appropriate fund to the appropriate agency the amount  
11 required for the salary increases equivalent to those provided  
12 for in this section, and such amounts are appropriated for  
13 expenditure in fiscal year 2007. Any unexpended or  
14 unencumbered balance remaining at the end of fiscal year 2007  
15 shall revert to the appropriate fund.