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HOUSE BILL 10

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

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-one million nine hundred eighty-five
thousand eight hundred dollars (\$31,985,800) is appropriated
from the general fund to the department of finance and
administration for expenditure in fiscal year 2009 to provide
salary increases to employees in budgeted positions, subject to
satisfactory or better job performance. The salary increases
shall be effective July 1, 2008, and the appropriation shall be
distributed as follows:

- (1) nine hundred forty thousand seven hundred

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1 dollars (\$940,700) to provide the justices of the supreme
2 court; the chief judge of the court of appeals; judges of the
3 court of appeals, district courts, metropolitan courts and
4 magistrate courts; child support hearing officers; and special
5 commissioners with a four percent salary increase;

6 (2) three million two hundred thirty-six
7 thousand two hundred dollars (\$3,236,200) to provide all
8 judicial permanent employees, other than employees whose
9 salaries are set by statute, with an average four percent
10 salary increase based on employee job performance as determined
11 by the administrative office of the courts;

12 (3) seventy-two thousand three hundred dollars
13 (\$72,300) to provide a four percent salary increase for
14 district attorneys;

15 (4) one million six hundred seventy-three
16 thousand seven hundred dollars (\$1,673,700) to provide all
17 district attorney permanent employees, other than elected
18 district attorneys, with an average four percent salary
19 increase based on employee job performance as determined by the
20 administrative office of the district attorneys;

21 (5) twenty-one million three hundred eighty-
22 eight thousand three hundred dollars (\$21,388,300) to provide
23 incumbents in agencies governed by the Personnel Act with a
24 four percent salary increase based on employee performance as
25 determined by the personnel board;

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1 (6) one million nine hundred twenty-four
2 thousand seven hundred dollars (\$1,924,700) to provide
3 executive exempt employees, including attorney general
4 employees and workers' compensation judges, with a four percent
5 salary increase;

6 (7) one million five hundred thirty-one
7 thousand three hundred dollars (\$1,531,300) to provide all
8 commissioned officers of the New Mexico state police division
9 of the department of public safety with a four percent general
10 salary increase in accordance with the New Mexico state police
11 career pay system as determined by the secretary of public
12 safety and the personnel board;

13 (8) two hundred seventy thousand eight hundred
14 dollars (\$270,800) to provide teachers in the department of
15 health; corrections department; children, youth and families
16 department; and the New Mexico school for the blind and
17 visually impaired with a four percent salary increase;

18 (9) five hundred thirty-six thousand three
19 hundred dollars (\$536,300) to provide permanent legislative
20 employees, including permanent employees of the legislative
21 council service; the legislative finance committee; the
22 legislative education study committee; legislative building
23 services; the house and senate chief clerks' offices; and the
24 house and senate leadership with an average four percent salary
25 increase; and

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1 (10) four hundred eleven thousand five hundred
2 dollars (\$411,500) for an additional two percent increase for
3 staff attorneys of district attorneys.

4 B. The following amounts are appropriated from the
5 general fund to the higher education department for expenditure
6 in fiscal year 2009:

7 (1) twenty-five million four hundred one
8 thousand six hundred dollars (\$25,401,600) to provide all
9 faculty and staff of four- and two-year public post-secondary
10 educational institutions with a three percent salary increase.
11 The salary increases shall be effective July 1, 2008; and

12 (2) six million three hundred fifty thousand
13 four hundred dollars (\$6,350,400) to provide a statutorily
14 mandated increase in the employer contribution to the
15 educational retirement fund.

16 C. The following amounts are appropriated from the
17 general fund to the public education department for expenditure
18 in fiscal year 2009:

19 (1) sixty million one hundred twenty-nine
20 thousand nine hundred dollars (\$60,129,900) to provide all
21 public school employees with a three percent salary increase.
22 The salary increases shall be effective July 1, 2008;

23 (2) one million five hundred fifty-seven
24 thousand nine hundred dollars (\$1,557,900) to provide an
25 additional one percent salary increase to secretarial,

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1 clerical, technical assistant, custodial, warehouse and
2 delivery employees; and

3 (3) fifteen million thirty-two thousand five
4 hundred dollars (\$15,032,500) to provide a statutorily mandated
5 increase in the employer contribution to the educational
6 retirement fund.

7 D. The department of finance and administration
8 shall distribute a sufficient amount to each agency to provide
9 the appropriate increase for those employees whose salaries are
10 received as a result of the general fund appropriations in the
11 General Appropriation Act of 2008. Any unexpended or
12 unencumbered balance remaining at the end of fiscal year 2009
13 shall revert to the general fund.

14 E. For those state employees whose salaries are
15 referenced in or received as a result of nongeneral fund
16 appropriations in the General Appropriation Act of 2008, the
17 department of finance and administration shall transfer from
18 the appropriate fund to the appropriate agency the amount
19 required for the salary increases equivalent to those provided
20 for in this section, and such amounts are appropriated for
21 expenditure in fiscal year 2009. Any unexpended or
22 unencumbered balance remaining at the end of fiscal year 2009
23 shall revert to the appropriate fund.