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SENATE BILL 591

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Leonard Lee Rawson

AN ACT

RELATING TO WORKERS' COMPENSATION; LOWERING THE ADMINISTRATIVE
FEE ASSESSED AGAINST EMPLOYEES COVERED BY THE WORKERS'
COMPENSATION ACT.

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

Section 1. Section 52-5-19 NMSA 1978 (being Laws 1987,
Chapter 235, Section 52, as amended) is amended to read:

"52-5-19. FEE FOR FUNDING ADMINISTRATION--WORKERS'
COMPENSATION ADMINISTRATION FUND CREATED. --

A. Beginning with the calendar quarter ending June
30, 1992 and for each calendar quarter thereafter, there is
assessed against each employer who is required or elects to be
covered by the Workers' Compensation Act a fee equal to two
dollars (\$2.00) multiplied by the number of employees covered
by the Workers' Compensation Act that the employer has on the

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1 last working day of each quarter. At the same time, there is
2 assessed against each employee covered by the Workers'
3 Compensation Act on the last working day of each quarter a fee
4 of [~~two dollars (\$2.00)~~] one dollar fifty cents (\$1.50), which
5 shall be deducted from the wages of the employee by the
6 employer and remitted along with the fee assessed on the
7 employer. The fees shall be remitted by the last day of the
8 month following the end of the quarter for which they are due.

9 B. The taxation and revenue department may deduct
10 from the gross fees collected an amount not to exceed five
11 percent of the gross fees collected to reimburse the
12 department for costs of administration.

13 C. The taxation and revenue department shall pay
14 over the net fees collected to the state treasurer to be
15 deposited by him in a fund hereby created and to be known as
16 the "workers' compensation administration fund". Expenditures
17 shall be made from this fund on vouchers signed by the
18 director for the necessary expenses of the workers'
19 compensation administration.

20 D. The workers' compensation fee authorized in
21 this section shall be administered and enforced by the
22 taxation and revenue department under the provisions of the
23 Tax Administration Act. "

24 Section 2. EFFECTIVE DATE. --The effective date of the
25 provisions of this act is July 1, 1999.

1 FORTY- FOURTH LEGISLATURE

2 FIRST SESSION, 1999

3
4
5 February 25, 1999

6
7 Mr. President:

8
9 Your CORPORATION & TRANSPORTATION COMMITTEE, to
10 whom has been referred
11

12
13 SENATE BILL 591

14
15 has had it under consideration and reports same with
16 recommendation that it DO PASS, and thence referred to the
17 FINANCE COMMITTEE.

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19 Respectfully submitted,
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Roman M. Maes, Chairman

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Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Aragon, Kysar, McKibben, Robinson

Absent: None

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6 March 8, 1999

8 Mr. President:

10 Your FINANCE COMMITTEE, to whom has been referred

12 SENATE BILL 591

14 has had it under consideration and reports same with

16 recommendation that it DO PASS, amended as follows:

18 1. On page 1, line 12, before "EMPLOYEES" insert
19 "EMPLOYERS AND".

21 2. On page 1, lines 20 and 21, strike "June 30, 1992" and
22 insert in lieu thereof "March 31, 2000".

24 3. On page 1, lines 23 and 24, strike "two dollars
25 (\$2.00)" and insert in lieu thereof "one dollar eighty-five

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underscoring material = new
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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cents (\$1.85)".

4. On page 2, line 4, strike the underscored language and insert in lieu thereof "one dollar eighty-five cents (\$1.85)".

5. On page 2, line 25, strike "July 1, 1999" and insert in lieu thereof "January 1, 2000".

Respectfully submitted,

Ben D. Altamirano, Chairman

Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

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FORTY- FOURTH LEGISLATURE
FIRST SESSION, 1999

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SFC/SB 591

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Date _____

The roll call vote was 8 For 0 Against

Yes: 8

No: 0

Excused: Campos, Carraro, Ingle, McKibben, Tsosie

Absent: None

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