

NUMERIC HUMAN RESOURCE BILLS - 50th LEGISLATURE – 1st SESSION - 2011 - PASSED H/S – GOVERNOR’S ACTION

David Larson

SIGNED = signed into law by Gov, Pocket Veto = no action by Gov., PV = partial veto by Gov., VETO/PV = veto/partial veto by Gov., DOA = died on adjournment of Legislature, GF=General Fund

SUBJ: Compensation, Health Insurance, Human Rights, Labor, Other, Reorganization, Retirement, Safety, Training, Worker_Comp/Unemployment_Comp

Subj	Leg	#	Dup	Sponsor	Name of Bill	Description	Status
Comp	H	2suba flaa		HAFC	Gen Appropriations Act 2011	No public employee salary increases but sufficient funding to avert layoffs and furloughs by assuming passage of H628 which continues 1.5% PERA contribution shift from employer to employee and adds another 1.75% similar shift plus delays additional funding to ERA for a total savings of \$110 million coming out of the public employees' pockets.	GOV DESK
Train	H	8a		Lujan	Development Training Programs	\$1.25 million for development training programs providing classroom and in-plant training for qualified labor pool for new or expanding businesses in NM.	GOV DESK
Health	H	34a		Picraux	Health Insurance Medical Home Requirements	Amends the Public Assistance Act to require contractors that administer state approved waiver programs to develop "medical home programs" (was previously discretionary).	GOV DESK
Retire	H	58afla		Stewart	Judicial Retirement Contributions	Retirement contributions can no longer be funded with docket fees. Must be entirely funded as a percent of salary. Provides funding for the resulting increased employer contributions to Judicial and Magistrate Retirement funds.	GOV DESK
WC/UC	H	59suba a		HCPAC	Unemployment Contribution Temporary Schedule	In order to beef up the UC fund, this bill proposes to go from schedule 1 (in effective from 11/11/11 through 12/31/11) to schedule 3 for all of 2012. The average employer contribution per employee was \$185 in 2010, is \$215 for 2011, and will be \$370 for 2012 (double the 2010 rate). Also, this bill reduces the number of qualifying dependent allowances, eliminates benefits for individuals attending school (except for full time voc tech), and prohibits extended benefits if they are not fully funded by the federal government. These changes plus a projected modest decrease in unemployment should keep the unemployment fund solvent thru 2012.	GOV DESK
Retire	H	129a		Varela	Returning Education Retiree Payments	Educational retirees who return to work must make their regular contributions and the employer must make regular contributions to the ERA fund (previously, the employer had to make the entire contribution).	SIGNED CH6
Other	H	160sub fla		HCPAC	Public Records Availability and Procedures	Amends the Inspection of Public Records Act (IPRA) to require a records custodian to provide copies of public records in electronic format if specifically requested and the records are viable in electronic format. Provides that exempt information in an electronic document be removed by using methods that prevent the recovery of exempt information. The substitute bill adds provisions governing allowable charges for downloading to or providing the storage medium and for transmitting the records by mail, e-mail or fax.	GOV DESK
Train	H	169		Rodella	Increase Alcohol Server Training Frequency	Required frequency of alcohol server training is changed from every 5 years to every 3 years.	GOV DESK
Other	H	275sub		HJC	Magistrate Qualifications	Raises the population limit for a magistrate district to 250,000; removes the requirement for magistrates in districts with a population over 200,00 to be licensed to practice law in NM.	GOV DESK
Retire	H	628sub a		HAFC	Contribution Rate Changes in Retirement Plans	Continues temporary 1.5% of pay PERA contribution shift from employer to employee and adds another 1.75% similar shift for 1 year plus a second year if necessary. Delays additional funding for ERA, for a total savings of \$110 million coming out of the public employees' pockets. Companion bill to H2 (budget bill).	GOV DESK
Health	S	38suba		SCORC	NM Health Insurance Exchange Act	This bill creates a health care exchange, a one stop shopping clearinghouse for more than 100,000 New Mexicans in need of health insurance, as required by the nation's new federal health care law. The bill provides for the appointment, powers and duties of a 10 member board of directors and would incorporate two non-profits, the NM Medical Insurance Pool and the Health Insurance Alliance, into the process.	GOV DESK
Other	S	52suba		SPAC	Electronic Copies of Public Records	Allows custodians of public records to provide such records in electronic format if available and requested in such format. Actual costs may be charged.	GOV DESK
Health	S	89sub	H245	Munoz	Private Health Insurance Purchasing Coop Act	Provides for the creation of health insurance purchasing cooperatives among employers both large and small, or a combination of the two, whose aggregate FTE is at least 50.	SIGNED CH34
Retire	S	119aa	H146	Sapient	Retirement Beneficiary Designation of Spouse	Upon death of a PERA/ERA beneficiary, surviving retiree options are expanded.	GOV DESK

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Health	S	208sub fla		SJC	Health Insurance Rate Increase Review	Calls for stronger standard of review by the NM Superintendent of Insurance of premium increase requests, requiring the request to be actuarially sound, reasonable, not excessive, or discriminatory. The company's surplus and executive salaries can be considered. The PRC is empowered to review and over rule the Superintendent's decisions. Public hearings would have to be held and related information would have to be posted online.	GOV DESK
WC/UC	S	273		Lopez	Recovery of Enforcement Costs from Employers	Workers' Comp Administration may recover all costs associated with enjoining an employer who fails to comply with the Workers' Comp Act.	GOV DESK
Health	S	451sub		SPAC	Drug Screening & Treatment for Certain Women	Health care providers shall screen all pregnant and post-partum women for substance abuse to allow for intervention, referral and treatment.	GOV DESK
Other	S	476a		Griego	No College Credit Needed for State Police	Allows the substitution of two years of military or law enforcement service for the required 60 hours of college credit.	GOV DESK
Other	S	574sub a		SPAC	CYFD Employees of Good Moral Character	Prohibits all persons who have been convicted of a felony directly related to their job duties, or have substantiated charge of abuse or neglect, from being employed by or contracted by CYFD in positions that would put them in direct unsupervised contact with CYFD clients or their supervisors.	GOV DESK
Health	SJM	1		Feldman	Continue Health Care Reform Working Group	Requests continuation of the current Health Care Reform Working Group to address the implementation of the Patient Protection and Affordable Health Care Act in NM.	PASSED S/H