

**RESOLUTION NO. 22-09**

**RESOLUTION CONCERNING INTEREST RATE AS APPLIED  
TO UNREMITTED OR LATE PERA CONTRIBUTIONS**

**WHEREAS**, NMSA 1978, Sections 10-11-124 and 10-11-126 of the Public Employees Retirement Act require each affiliated public employer to remit to PERA all member and employer contributions specified by applicable PERA coverage plans in accordance with PERA procedures and schedules, and provide that PERA may assess interest on all contributions not timely received; and,

**WHEREAS**, PERA Rule 2.80.500.8.C NMAC provides that the rate of interest for unremitted contributions shall be set annually by the Board and shall be effective beginning the next succeeding January 1st;

**NOW, THEREFORE, BE IT RESOLVED** that the PERA Board hereby adopts the following:

- A. Interest on unremitted PERA contributions will be calculated from January 1, 1990 through the date of payment at the following rates:
- (1) From January 1, 1990 through December 31, 1990 at the State Treasurer's average overnight investment rate annualized as 8.0366%.
  - (2) From January 1, 1991 through December 31, 1991 at the combined annualized rate of 8.0778%.
  - (3) From January 1, 1992 through December 31, 1992 at the rate of 10.7%.
  - (4) From January 1, 1993 through December 31, 2001 at the rate of 12.3%.
  - (5) From January 1, 2002 through December 31, 2014 at the rate of 8.0%.
  - (6) From January 1, 2015 through December 31, 2016 at the rate of 7.75%.
  - (7) From January 1, 2017 forward at the rate of 7.25%.

B. The above interest rates shall be compounded annually and shall be applied to the outstanding balances due PERA for the PERA Fund.

**PASSED, ADOPTED AND APPROVED THIS 28th DAY OF JULY, 2022.**

RETIREMENT BOARD OF THE  
PUBLIC EMPLOYEES RETIREMENT  
ASSOCIATION OF NEW MEXICO

BY: \_\_\_\_\_

Claudia Armijo, PERA Board Chair

ATTEST: \_\_\_\_\_

Greg Trujillo, Executive Director