



INVESTED IN TOMORROW.

PERA Special Board Meeting

PERA Building • Senator Fabian Chavez, Jr. Board Room
33 Plaza La Prensa • Santa Fe, NM 87507

Tuesday, January 9, 2024

following Legislative Committee

AGENDA

1. Call to Order

2. Roll Call

3. Approval of Agenda

4. Reports of Committees

A. Rules & Administration Committee - January 9, 2024

Paula Fisher, Committee Chair

B. Legislative Committee - January 9, 2024

Roberto Ramirez, Committee Chair

5. New Business

A. Oath of Office for Newly Elected Board Members

Paula Fisher,

1. Stephen Astorga, Retiree Member

Board Vice-Chair;

2. Paula Fisher, State Member

Maggie Toulouse Oliver,

3. Shirley Ragin, County Member

Secretary of State

B. Nomination of 2024 Board Officers

1. Board Chair Nominee's Presentation of Goals & Priorities

Paula Fisher, Board Vice-Chair

2. Board Vice-Chair Nominee's Presentation of Goals & Priorities

C. Approval of 2024 Resolutions

1. Resolution No. 24-01 Open Meetings Resolution

Action

Paula Fisher,

2. Resolution No. 24-02 Regarding Authorization to Act on Behalf of PERA to Transact Investment Business

Action

Board Vice-Chair;

3. Resolution No. 24-03 Setting Annual Meeting

Action

Anthony Montoya,

4. Resolution No. 24-04 Calling for Nominations of State, Municipal and Retiree Member Positions for a Four-Year Term

Action

General Counsel

5. Resolution No. 24-05 Concerning Board Policy on Legislation

Action

6. Public Comment *(Limited to three [3] minutes, at the discretion of the Chair)*

7. Adjournment

Any person with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Trish Winter at 505-795-0712 or patriciab.winter@pera.nm.gov at least one week prior to the meeting, or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Ms. Winter if a summary or other type of accessible format is needed.



INVESTED IN TOMORROW.

Rules & Administration Committee Meeting
Public Rulemaking Hearing
Hybrid Meeting via Zoom and In-Person
PERA Building • Senator Fabian Chavez, Jr. Board Room
33 Plaza La Prensa • Santa Fe, NM 87507

Tuesday, January 9, 2024
9:00am

Committee Members

Paula Fisher, *Chair*
Valerie Barela

Francis Page
Shirley Ragin

AGENDA

- 1. Call to Order**
 - 2. Roll Call**
 - 3. Approval of Agenda**
 - 4. Opening of Rulemaking Hearing**
 - A. Introduce and Summarize Proposed Rule Changes**
 - 1.** 2.80.200 - Organization and Operation of the Public Employees Retirement Board

	Informational	Paula Fisher, Committee Chair; Geraldine Garduno, Assistant General Counsel;
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 - B. Public Comment**
 - C. Recommendation to PERA Board to Adopt Proposed Rule Changes**

	Action	Anthony Montoya, General Counsel
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 - 5. Adjournment/Close of Public Hearing**
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Any person with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Trish Winter at 505-795-0712 or patriciab.winter@pera.nm.gov at least one week prior to the meeting, or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Ms. Winter if a summary or other type of accessible format is needed.



Legislative Committee Meeting

PERA Building • Senator Fabian Chavez, Jr. Board Room
33 Plaza La Prensa • Santa Fe, NM 87507

Monday, January 9, 2023

following Rules & Administration - Rulemaking Hearing

Committee Members

Roberto Ramirez, Chair
Valerie Barela
Paula Fisher

AGENDA

- 1. Roll Call**
- 3. Approval of Agenda**
- 4. New Business**

A. 2024 Legislative Update

Informational

Roberto Ramirez,
Committee Chair;
Greg Trujillo, Executive Director

- 5. Adjournment**
-

Any person with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Trish Winter at 505-795-0712 or patriciab.winter@pera.nm.gov at least one week prior to the meeting, or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Ms. Winter if a summary or other type of accessible format is needed.



INVESTED IN TOMORROW.

RESOLUTION NO. ~~24~~01

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OPEN MEETINGS RESOLUTION OF THE PUBLIC EMPLOYEES RETIREMENT BOARD

WHEREAS, Section 10-11-130 (G) of the Public Employees Retirement Act (NMSA 1978, Chapter 10, Article 11) states that all meetings of the Public Employees Retirement Board (hereinafter the "Board") shall comply with the Open Meetings Act; and

WHEREAS, Section 10-15-1 of the Open Meetings Act (NMSA 1978, Sections 10-15-1 to 10-15-4) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission, administrative adjudicatory body or other policymaking body of any state or local public agency held for the purpose of formulating public policy, discussing public business, or for the purpose of taking any action within the authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, under Section 10-15-1 (D) of the Open Meetings Act any meetings at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1 (D) of the Open Meetings Act requires the Board to determine at least annually what constitutes reasonable notice of its public meetings;

WHEREAS, Section 10-15-1 (C) of the Open Meetings Act states "If otherwise allowed by law or rule of the public body, a member of a public body may participate in a meeting of the public body by means of a conference telephone or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person...";

WHEREAS, the Board adopted amendments to Rule 2.80.200.40 "Board Meetings" which authorizes and describes the requirements for virtual participation by PERA Board members at PERA Board and committee meetings;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD THAT:

1. Inasmuch as NMSA Section 10-11-130 (G) requires the PERA Board to schedule at least four "regular" meetings a year and allows the Board to schedule further "special" meetings of the Board, the Board determines that its volume of business warrants additional regularly scheduled monthly Board meetings. Unless otherwise specified in the public notice or a Board Meeting is canceled, monthly meetings of the PERA Board shall be held at 9:00 a.m. on the last Thursday of each month. Moreover, the Board may schedule such additional special Board meetings as may be warranted upon the call of the Board Chair or any three Board members.

Public notice of any other regular Board meetings or additional special Board meetings shall be given at least five (5) days in advance of the meeting date in accordance with Paragraph 4, below.

Deleted: WHEREAS, pursuant to the Governor of New Mexico's Executive Order 2020-04 issued on March 11, 2020 declaring a public health emergency, and the *Guidance to Public Entities Regarding OMA and IPRA Compliance During COVID-19 State of Emergency* issued by the New Mexico Office of the Attorney General's Open Government Division concerning virtual meetings the PERA Board and Committees have been meeting virtually since April 2020;

If the State of New Mexico announces the delay in the opening of state offices located in Santa Fe on or before 8:00 a.m. on the day of such delay, any regular Board meeting or additional special Board meeting scheduled for that day shall commence at the time specified in the public notice or the time for the delayed - opening of State offices located in Santa Fe, whichever is later. If the State announces the closure of State offices located in Santa Fe, any regular Board meeting or additional special Board meeting scheduled for that day shall automatically be cancelled or postponed until further notice.

2. Public notice shall be given at least twenty-four (24) hours in advance of any emergency meetings of the Board, except where the nature of the emergency renders twenty-four (24) hour notice impractical. In such instances, public notice of less than twenty-four (24) hours is permitted for emergency meetings provided as much advance notice as is possible under the circumstances is given. An "emergency meeting" is as defined at Section 10-15-1 (F) of the Open Meetings Act.

3. Public notice for Board committee meetings (including meetings of any standing Committee of the PERA Board or any ad hoc Committee, at which a quorum of the entire Board may be present or at which a recommendation may be made to a quorum of the Board) shall be provided at least seventy-two (72) hours in advance of the meetings in accordance with Paragraph 4, below. Unless otherwise specified in the public notice or a standing Board committee meeting is canceled, meetings of the standing Board committees (the Disability Review Committee, the Rules and Administration Committee, the Audit and Budget Committee, the Legislative Committee, Governance Committee, and the deferred compensation SmartSave Committee) shall be held on the second Tuesday of each month. Unless otherwise specified in the public notice or it is canceled, the Investment Committee shall be held in conjunction with the monthly Board meetings in accordance with Paragraph 1.

4. The public notice requirements set forth in Paragraphs 1, 2 and 3, above, are satisfied if:

(A) Written notice of the date, time and place of the meeting is posted on the PERA website www.nmpera.org and posted on the bulletin board located in the reception area of PERA at 33 Plaza a Prensa, Santa Fe, NM.

(B) The written notice referred to in Paragraph 4(A) also shall be mailed to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have provided a written request for such notice, except that in the case of emergency meetings or Board committee meetings described in Paragraphs 2 and 3 hereof, notice shall be given by facsimile mail or e-mail.

5. In addition to giving such public Notice as may be applicable under Paragraphs 1, 2 or 3 hereof, Notice of Hearings on proposed rule changes shall be given by publication of a notice of the hearing in compliance with the State Rules Act, §14-4-1 et seq. and PERA Rule 2.80.200.10 (B) NMAC.

6. Notices of public meetings and Board committee meetings will include an agenda for the meeting or information on how members of the public may obtain a copy of the agenda. A final agenda will be available from PERA at least seventy-two (72) hours prior to the public meeting or Board Committee meeting or, in the case of emergency meetings for which less than twenty-four hours' notice is given under Paragraphs 2 and 4 hereof, at the time the public notice is delivered under Paragraph 4(A). Copies of an agenda may be obtained by contacting Trish Winter at (505) 795-0712 or patriciab.winter@pera.nm.gov.

7. Individuals with a disability who are in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in meetings or hearings of the PERA Board, should contact Trish Winter at (505) 795-0712 or patriciab.winter@pera.nm.gov at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. If a summary or other type of accessible format is needed, please contact Trish Winter at (505) 795-0712 or patriciab.winter@pera.nm.gov. Each public notice issued pursuant to this Open Meetings Resolution will contain a paragraph substantially the same as the one contained in this Paragraph 7.

8. The Board may close all or a portion of a meeting to the public as authorized by Section 10-15-1 (H), (I), and (J) of the Open Meetings Act.

9. In compliance with statutory requirements, executive orders, and guidance issued by the New Mexico Office of the Attorney General's Open Government Division, the Board may determine that a virtual meeting is prudent and will provide notice of the virtual meeting as may be required under Paragraphs 1, 2, 3 and 4 hereof. In addition, notices of virtual regular Board meetings, additional special Board meetings, emergency Board meetings or Board committee meetings will include detailed information concerning how members of the public may virtually attend or listen via telephone, live stream or other technology. The individual chairing the meeting will announce the names of Board members participating remotely, and each Board member will identify themselves whenever they speak. All votes of a virtual meeting will be taken by roll call vote, unless the individual chairing the meeting determines otherwise.

10. PERA shall cause a copy of this Open Meetings Act Resolution to: (A) be posted on the bulletin board in the reception area of the PERA Santa Fe office, which shall also be the official location for the posting of PERA Board and Committee open meetings notices and agendas; and (B) be mailed to the entities described in Paragraph 4(B), above, if any.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

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**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



INVESTED IN TOMORROW.

RESOLUTION NO. 24-01

OPEN MEETINGS RESOLUTION OF THE PUBLIC EMPLOYEES RETIREMENT BOARD

WHEREAS, Section 10-11-130 (G) of the Public Employees Retirement Act (NMSA 1978, Chapter 10, Article 11) states that all meetings of the Public Employees Retirement Board (hereinafter the "Board") shall comply with the Open Meetings Act; and

WHEREAS, Section 10-15-1 of the Open Meetings Act (NMSA 1978, Sections 10-15-1 to 10-15-4) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission, administrative adjudicatory body or other policymaking body of any state or local public agency held for the purpose of formulating public policy, discussing public business, or for the purpose of taking any action within the authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, under Section 10-15-1 (D) of the Open Meetings Act any meetings at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1 (D) of the Open Meetings Act requires the Board to determine at least annually what constitutes reasonable notice of its public meetings;

WHEREAS, Section 10-15-1 (C) of the Open Meetings Act states "If otherwise allowed by law or rule of the public body, a member of a public body may participate in a meeting of the public body by means of a conference telephone or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person...";

WHEREAS, the Board adopted amendments to Rule 2.80.200.40 "Board Meetings" which authorizes and describes the requirements for virtual participation by PERA Board members at PERA Board and committee meetings;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD THAT:

1. Inasmuch as NMSA Section 10-11-130 (G) requires the PERA Board to schedule at least four "regular" meetings a year and allows the Board to schedule further "special" meetings of the Board, the Board determines that its volume of business warrants additional regularly scheduled monthly Board meetings. Unless otherwise specified in the public notice or a Board Meeting is canceled, monthly meetings of the PERA Board shall be held at 9:00 a.m. on the last Thursday of each month. Moreover, the Board may schedule such additional special Board meetings as may be warranted upon the call of the Board Chair or any three Board members.

Public notice of any other regular Board meetings or additional special Board meetings shall be given at least five (5) days in advance of the meeting date in accordance with Paragraph 4, below.

If the State of New Mexico announces the delay in the opening of state offices located in Santa Fe on or before 8:00 a.m. on the day of such delay, any regular Board meeting or additional special Board meeting scheduled for that day shall commence at the time specified in the public notice or the time for the delayed -

opening of State offices located in Santa Fe, whichever is later. If the State announces the closure of State offices located in Santa Fe, any regular Board meeting or additional special Board meeting scheduled for that day shall automatically be cancelled or postponed until further notice.

2. Public notice shall be given at least twenty-four (24) hours in advance of any emergency meetings of the Board, except where the nature of the emergency renders twenty-four (24) hour notice impractical. In such instances, public notice of less than twenty-four (24) hours is permitted for emergency meetings provided as much advance notice as is possible under the circumstances is given. An "emergency meeting" is as defined at Section 10-15-1 (F) of the Open Meetings Act.

3. Public notice for Board committee meetings (including meetings of any standing Committee of the PERA Board or any ad hoc Committee, at which a quorum of the entire Board may be present or at which a recommendation may be made to a quorum of the Board) shall be provided at least seventy-two (72) hours in advance of the meetings in accordance with Paragraph 4, below. Unless otherwise specified in the public notice or a standing Board committee meeting is canceled, meetings of the standing Board committees (the Disability Review Committee, the Rules and Administration Committee, the Audit and Budget Committee, the Legislative Committee, Governance Committee, and the deferred compensation SmartSave Committee) shall be held on the second Tuesday of each month. Unless otherwise specified in the public notice or it is canceled, the Investment Committee shall be held in conjunction with the monthly Board meetings in accordance with Paragraph 1.

4. The public notice requirements set forth in Paragraphs 1, 2 and 3, above, are satisfied if:

(A) Written notice of the date, time and place of the meeting is posted on the PERA website www.nmpera.org and posted on the bulletin board located in the reception area of PERA at 33 Plaza a Prensa, Santa Fe, NM.

(B) The written notice referred to in Paragraph 4(A) also shall be mailed to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have provided a written request for such notice, except that in the case of emergency meetings or Board committee meetings described in Paragraphs 2 and 3 hereof, notice shall be given by facsimile mail or e-mail.

5. In addition to giving such public Notice as may be applicable under Paragraphs 1, 2 or 3 hereof, Notice of Hearings on proposed rule changes shall be given by publication of a notice of the hearing in compliance with the State Rules Act, §14-4-1 et seq. and PERA Rule 2.80.200.10 (B) NMAC.

6. Notices of public meetings and Board committee meetings will include an agenda for the meeting or information on how members of the public may obtain a copy of the agenda. A final agenda will be available from PERA at least seventy-two (72) hours prior to the public meeting or Board Committee meeting or, in the case of emergency meetings for which less than twenty-four hours' notice is given under Paragraphs 2 and 4 hereof, at the time the public notice is delivered under Paragraph 4(A). Copies of an agenda may be obtained by contacting Trish Winter at (505) 795-0712 or patriciab.winter@pera.nm.gov.

7. Individuals with a disability who are in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in meetings or hearings of the PERA Board, should contact Trish Winter at (505) 795-0712 or patriciab.winter@pera.nm.gov at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. If a summary or other type of accessible format is needed, please contact Trish Winter at (505) 795-0712 or patriciab.winter@pera.nm.gov. Each public notice issued pursuant to this Open Meetings Resolution will contain a paragraph substantially the same as the one contained in this Paragraph 7.

8. The Board may close all or a portion of a meeting to the public as authorized by Section 10-15-1 (H), (I), and (J) of the Open Meetings Act.

9. In compliance with statutory requirements, executive orders, and guidance issued by the New Mexico Office of the Attorney General's Open Government Division, the Board may determine that a virtual meeting is

prudent and will provide notice of the virtual meeting as may be required under Paragraphs 1, 2, 3 and 4 hereof. In addition, notices of virtual regular Board meetings, additional special Board meetings, emergency Board meetings or Board committee meetings will include detailed information concerning how members of the public may virtually attend or listen via telephone, live stream or other technology. The individual chairing the meeting will announce the names of Board members participating remotely, and each Board member will identify themselves whenever they speak. All votes of a virtual meeting will be taken by roll call vote, unless the individual chairing the meeting determines otherwise.

10. PERA shall cause a copy of this Open Meetings Act Resolution to: (A) be posted on the bulletin board in the reception area of the PERA Santa Fe office, which shall also be the official location for the posting of PERA Board and Committee open meetings notices and agendas; and (B) be mailed to the entities described in Paragraph 4(B), above, if any.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



RESOLUTION NO. ~~24-02~~
RESOLUTIONS REGARDING AUTHORIZATION
TO ACT ON BEHALF OF PERA TO TRANSACT
INVESTMENT BUSINESS AS REQUIRED

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BE IT RESOLVED that the persons occupying the positions of PERA Executive Director, PERA Chief Investment Officer, and PERA Deputy Chief Investment Officer are hereby authorized to act on behalf of the Public Employees Retirement Association of New Mexico ("PERA") to transact investment business as authorized by the retirement board in accordance with PERA's Investment Policy, Sections 10-11-132 and 10-11-133 of the Public Employees Retirement Act and all applicable state and federal laws and regulations. This delegation of authority also includes the authority, on the part of the persons occupying the positions of PERA Executive Director, PERA Chief Investment Officer, and PERA Deputy Chief Investment Officer only, to implement and direct all decisions necessary and appropriate to carry out the Board's investment policies, to grant investment managers under contract with PERA the written authority, as necessary or appropriate, to: (1) communicate with PERA's custodial bank, in accordance with the terms of PERA's Investment Policy and investment management agreements; and (2) engage in investment transactions with other investment managers that provide investment management services to PERA. This delegation of authority further carries with it the obligation on the part of the individuals occupying the above-named PERA positions to maintain complete and accurate records of all investment business transactions and written authorizations made by them on behalf of PERA and to include such information in the regular, periodic records and reports maintained by the Investment Division for the Board.

Greg Trujillo currently holds the position of PERA Executive Director, Michael Shackelford currently holds the position of PERA Chief Investment Officer and LeAnne Larranaga Ruffy currently holds the position of PERA Deputy Chief Investment Officer.

If there are any changes in the persons named above as occupying the PERA positions, this Resolution shall be supplemented with an affidavit or affidavits executed by the PERA Executive Director setting forth the changes in the persons holding such positions. The affidavit or affidavits shall set forth the names of the persons vacating such positions and the names of the persons taking their place. As of the dates stated in the affidavit or affidavits, the authority delegated under this resolution to the persons vacating the positions shall cease and the authority delegated under this resolution shall be transferred to the persons taking their place.



The authority delegated by this Resolution shall remain in effect unless withdrawn or modified by further action of the Board. The Board will review and reissue this Resolution at least annually.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

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RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



33 Plaza La Prensa, Santa Fe, NM 87507 [physical/mailling address](#)

RESOLUTION NO. 24-02
RESOLUTIONS REGARDING AUTHORIZATION
TO ACT ON BEHALF OF PERA TO TRANSACT
INVESTMENT BUSINESS AS REQUIRED

BE IT RESOLVED that the persons occupying the positions of PERA Executive Director, PERA Chief Investment Officer, and PERA Deputy Chief Investment Officer are hereby authorized to act on behalf of the Public Employees Retirement Association of New Mexico ("PERA") to transact investment business as authorized by the retirement board in accordance with PERA's Investment Policy, Sections 10-11-132 and 10-11-133 of the Public Employees Retirement Act and all applicable state and federal laws and regulations. This delegation of authority also includes the authority, on the part of the persons occupying the positions of PERA Executive Director, PERA Chief Investment Officer, and PERA Deputy Chief Investment Officer only, to implement and direct all decisions necessary and appropriate to carry out the Board's investment policies, to grant investment managers under contract with PERA the written authority, as necessary or appropriate, to: (1) communicate with PERA's custodial bank, in accordance with the terms of PERA's Investment Policy and investment management agreements; and (2) engage in investment transactions with other investment managers that provide investment management services to PERA. This delegation of authority further carries with it the obligation on the part of the individuals occupying the above-named PERA positions to maintain complete and accurate records of all investment business transactions and written authorizations made by them on behalf of PERA and to include such information in the regular, periodic records and reports maintained by the Investment Division for the Board.

Greg Trujillo currently holds the position of PERA Executive Director, Michael Shackelford currently holds the position of PERA Chief Investment Officer and LeAnne Larranaga Ruffy currently holds the position of PERA Deputy Chief Investment Officer.

If there are any changes in the persons named above as occupying the PERA positions, this Resolution shall be supplemented with an affidavit or affidavits executed by the PERA Executive Director setting forth the changes in the persons holding such positions. The affidavit or affidavits shall set forth the names of the persons vacating such positions and the names of the persons taking their place. As of the dates stated in the affidavit or affidavits, the authority delegated under this resolution to the persons vacating the positions shall cease and the authority delegated under this resolution shall be transferred to the persons taking their place.



The authority delegated by this Resolution shall remain in effect unless withdrawn or modified by further action of the Board. The Board will review and reissue this Resolution at least annually.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director





RESOLUTION NO. ~~24~~-03

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RESOLUTION CALLING FOR THE ANNUAL MEETING OF THE MEMBERS OF THE
PUBLIC EMPLOYEES RETIREMENT ASSOCIATION OF NEW MEXICO
AND ESTABLISHING TIME AND PLACE

WHEREAS, NMSA 1978, Section 10-11-130 (H), provides that the annual meeting of the members of the Public Employees Retirement Association of New Mexico shall be held in Santa Fe, New Mexico, at such time and place as the Retirement Board shall from time to time determine; and

WHEREAS, it is the desire of the Retirement Board to set the time and place for the 2024 annual meeting of the members of the Public Employees Retirement Association;

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NOW, THEREFORE, BE IT RESOLVED BY THE PUBLIC EMPLOYEES RETIREMENT BOARD as follows:

1. Unless provided otherwise by the Board in accordance with the Board's 2024 Open Meetings Act Resolution, the 2024 annual meeting of the members of the Public Employees Retirement Association of New Mexico shall be held in Santa Fe, New Mexico, in conjunction with the regular Board meeting, which begins at 9:00 a.m. on September 26, 2024, in the Board Room of the Public Employees Retirement Association (PERA) Building, 33 Plaza La Prensa.

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2. PERA shall publicize the annual meeting to the membership by various means, including the PERA website, PERA's *La Voz*, PERA's social media platforms and the annual letters to retiree members concerning the Cost of Living Adjustment (COLA).

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

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RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



33 Plaza La Prensa, Santa Fe, NM 87507 [physical/mailling address](#)



RESOLUTION NO. 24-03

RESOLUTION CALLING FOR THE ANNUAL MEETING OF THE MEMBERS OF THE PUBLIC EMPLOYEES RETIREMENT ASSOCIATION OF NEW MEXICO AND ESTABLISHING TIME AND PLACE

WHEREAS, NMSA 1978, Section 10-11-130 (H), provides that the annual meeting of the members of the Public Employees Retirement Association of New Mexico shall be held in Santa Fe, New Mexico, at such time and place as the Retirement Board shall from time to time determine; and

WHEREAS, it is the desire of the Retirement Board to set the time and place for the 2024 annual meeting of the members of the Public Employees Retirement Association;

NOW, THEREFORE, BE IT RESOLVED BY THE PUBLIC EMPLOYEES RETIREMENT BOARD as follows:

1. Unless provided otherwise by the Board in accordance with the Board's 2024 Open Meetings Act Resolution, the 2024 annual meeting of the members of the Public Employees Retirement Association of New Mexico shall be held in Santa Fe, New Mexico, in conjunction with the regular Board meeting, which begins at 9:00 a.m. on September 26, 2024, in the Board Room of the Public Employees Retirement Association (PERA) Building, 33 Plaza La Prensa.

2. PERA shall publicize the annual meeting to the membership by various means, including the PERA website, PERA's *La Voz*, PERA's *social media platforms* and the annual letters to retiree members concerning the Cost of Living Adjustment (COLA).

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director





INVESTED IN TOMORROW.

RESOLUTION NO. 24-04

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RESOLUTION CALLING FOR NOMINATIONS
FOR ONE STATE MEMBER FOR A FOUR-YEAR TERM,
ONE MUNICIPAL MEMBER FOR A FOUR-YEAR TERM, AND ONE RETIREE MEMBER FOR A
FOUR-YEAR TERM

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WHEREAS NMSA 1978, Section 10-11-130(C), provides that the elections of elected members of the retirement board shall be certified at the time of the annual meeting of the association and conducted according to the rules and regulations of the retirement board; and

WHEREAS, pursuant to NMSA 1978, Section 10-11-130(D), the regular term of office of the elected members of the retirement board is four years, the term of one retirement board member under a state coverage plan shall expire annually on December 31, and the term of county retirement board members under a municipal coverage plan shall expire on December 31 of non-coinciding years in the pattern set by the retirement board, and the term of one retirement board member under a retired coverage plan shall expire on December 31 of non-coinciding years in the pattern set by the retirement board; and

WHEREAS, the New Mexico Public Employees Retirement Board has adopted rules and regulations establishing procedures for nominating and electing members of the Public Employees Retirement Association for positions on the Public Employees Retirement Board; and

WHEREAS, the New Mexico Public Employees Retirement Board, by Resolution 24-03, fixed the date of the annual meeting to be on Thursday, September 26, 2024; and

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Deleted: 28, 2023

WHEREAS, PERA Rule 2.80.200.70(A) NMAC requires the Public Employees Retirement Board to adopt a resolution during its January meeting specifying when nominating petitions are due to be returned for the non-retired member positions, which shall be not earlier than six months prior and not later than one month prior to the election for the position; and

WHEREAS, PERA Rule 2.80.200.70(A)(1) NMAC requires that candidates nominated for any non-retired board member position shall be vested members under the Public Employees Retirement Act, Judicial Retirement Act or the Magistrate Retirement Act;

WHEREAS, PERA Rule 2.80.200.60(A) NMAC requires the Public Employees Retirement Board to adopt a resolution during its January meeting specifying when nominating petitions are due to be returned to PERA for the retired board member position, which shall be no earlier than six months prior and not later than one month prior to the election for the position;

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WHEREAS, PERA Rule 2.80.200.60(B) NMAC requires that candidates nominated for any retired board member position shall be "receiving a disability or normal retirement pension

under the Public Employees Retirement Act, Judicial Retirement Act or the Magistrate Retirement Act”; and

WHEREAS, PERA Rule 2.80.200.60 NMAC, which may be periodically amended, provides additional requirements for candidates to be eligible to serve on the board and furthermore, candidates are required to comply with those requirements

NOW, THEREFORE; BE IT RESOLVED BY THE PUBLIC EMPLOYEES RETIREMENT BOARD as follows:

The 2024 PERA Board election shall be held in accordance with PERA Rule 2.80.200 NMAC and the results shall be certified at the PERA annual meeting on Thursday, September 26, 2024

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Nominating petitions for one (1) state member position for a four-year term, for one (1) municipal board member position for a four-year term and for one (1) retired board member position for a four-year term on the Public Employees Retirement Board shall be available from Automated Election Services (1-800-833-5568 ext. 6534) beginning on Wednesday, January 10, 2024. Nominating petitions with original signatures must be received at Automated Election Services, 7000 Zenith Ct., Rio Rancho, New Mexico 87144-6467 by 5 p.m. on Monday, April 15, 2024 to be counted.

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The method of voting for the 2024 PERA Board election shall be mailed paper ballots.

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The Executive Director of the Public Employees Retirement Association is authorized and directed to take any and all steps necessary for the proper conduct of the nominating and election process, including retaining Automated Election Services, an independent contractor firm, for the 2024 Board election.

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ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

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**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



33 Plaza La Prensa, Santa Fe, NM 87507 physical/mailling address



PERA

Public Employees
Retirement Association
of New Mexico

INVESTED IN TOMORROW.

RESOLUTION NO. 24-04

RESOLUTION CALLING FOR NOMINATIONS FOR ONE STATE MEMBER FOR A FOUR-YEAR TERM, ONE MUNICIPAL MEMBER FOR A FOUR-YEAR TERM, AND ONE RETIREE MEMBER FOR A FOUR-YEAR TERM

WHEREAS NMSA 1978, Section 10-11-130(C), provides that the elections of elected members of the retirement board shall be certified at the time of the annual meeting of the association and conducted according to the rules and regulations of the retirement board; and

WHEREAS, pursuant to NMSA 1978, Section 10-11-130(D), the regular term of office of the elected members of the retirement board is four years, the term of one retirement board member under a state coverage plan shall expire annually on December 31, and the term of county retirement board members under a municipal coverage plan shall expire on December 31 of non-coinciding years in the pattern set by the retirement board, and the term of one retirement board member under a retired coverage plan shall expire on December 31 of non-coinciding years in the pattern set by the retirement board; and

WHEREAS, the New Mexico Public Employees Retirement Board has adopted rules and regulations establishing procedures for nominating and electing members of the Public Employees Retirement Association for positions on the Public Employees Retirement Board; and

WHEREAS, the New Mexico Public Employees Retirement Board, by Resolution 24-03, fixed the date of the annual meeting to be on Thursday, September 26, 2024; and

WHEREAS, PERA Rule 2.80.200.70(A) NMAC requires the Public Employees Retirement Board to adopt a resolution during its January meeting specifying when nominating petitions are due to be returned for the non-retired member positions, which shall be not earlier than six months prior and not later than one month prior to the election for the position; and

WHEREAS, PERA Rule 2.80.200.70(A)(1) NMAC requires that candidates nominated for any non-retired board member position shall be vested members under the Public Employees Retirement Act, Judicial Retirement Act or the Magistrate Retirement Act;

WHEREAS, PERA Rule 2.80.200.60(A) NMAC requires the Public Employees Retirement Board to adopt a resolution during its January meeting specifying when nominating petitions are due to be returned to PERA for the retired board member position, which shall be no earlier than six months prior and not later than one month prior to the election for the position;

WHEREAS, PERA Rule 2.80.200.60(B) NMAC requires that candidates nominated for any retired board member position shall be "receiving a disability or normal retirement pension



under the Public Employees Retirement Act, Judicial Retirement Act or the Magistrate Retirement Act”; and

WHEREAS, PERA Rule 2.80.200.60 NMAC, which may be periodically amended, provides additional requirements for candidates to be eligible to serve on the board and furthermore, candidates are required to comply with those requirements

NOW, THEREFORE; BE IT RESOLVED BY THE PUBLIC EMPLOYEES RETIREMENT BOARD as follows:

The 2024 PERA Board election shall be held in accordance with PERA Rule 2.80.200 NMAC and the results shall be certified at the PERA annual meeting on Thursday, September 26, 2024

Nominating petitions for one (1) state member position for a four-year term, for one (1) municipal board member position for a four-year term and for one (1) retired board member position for a four-year term on the Public Employees Retirement Board shall be available from Automated Election Services (1-800-833-5568 ext. 6534) beginning on Wednesday, January 10, 2024. Nominating petitions with original signatures must be received at Automated Election Services, 7000 Zenith Ct., Rio Rancho, New Mexico 87144-6467 by 5 p.m. on Monday, April 15, 2024 to be counted.

The method of voting for the 2024 PERA Board election shall be mailed paper ballots.

The Executive Director of the Public Employees Retirement Association is authorized and directed to take any and all steps necessary for the proper conduct of the nominating and election process, including retaining Automated Election Services, an independent contractor firm, for the 2024 Board election.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



RESOLUTION NO. 24-05
RESOLUTION CONCERNING
BOARD POLICY ON LEGISLATION

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WHEREAS, the New Mexico Legislature is scheduled to convene a 30-day session on January 16, 2024, and may also convene one or more special sessions in calendar year 2024; and

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WHEREAS, The PERA Board may hold a position or positions regarding the favorability, the fiscal impact or other impact to the Fund of legislative proposals introduced during a regular, short or special session of the legislature;

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NOW THEREFORE BE IT RESOLVED BY THE PUBLIC EMPLOYEES RETIREMENT BOARD as follows:

Given the nature of the legislative process, legislation may be introduced or amended that requires immediate analysis and response from PERA. In such an event, the PERA Board Chair and the Executive Director, in consultation with the Legislative Committee Chair, are delegated the authority to determine Board positions on legislative proposals affecting PERA. The Board Chair and the Executive Director will work closely with the Legislative Committee Chair and Committee to make determine the Board's positions regarding legislation that are in the best interest of the Fund. The Executive Director will report regularly to the full Board throughout the 2024 legislative session, any special session that might occur and throughout the following interim; and

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The PERA Board Chair, the Legislative Committee Chair and Executive Director, or his designees, are authorized to testify on legislation affecting PERA and to make determinations consistent with any established position of the Board regarding legislative proposals when circumstances do not permit action by the full Board; and

The Board Chair, Legislative Committee Members and Committee Chair, Executive Director, PERA paid lobbying representatives and PERA staff authorized to speak on behalf of PERA legislation, shall at all times represent the position or positions established by the Board regarding proposed, introduced or enacted legislation impacting PERA when speaking, communicating or otherwise interacting with legislators, legislative staff, legislative standing or interim committees, lobbyists, public officials, state employees, advisors or employees of the executive or judicial branches, representatives of labor, retirees or other interested parties; and

The Board Chair and the Executive Director will provide regular reports to the full Board throughout the legislative session. The PERA Board Chair may delegate other Board members to testify or represent the Board on legislation affecting PERA as appropriate.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

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RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director



33 Plaza La Prensa, Santa Fe, NM 87507 [physical/mailling address](#)

RESOLUTION NO. 24-05
RESOLUTION CONCERNING
BOARD POLICY ON LEGISLATION

WHEREAS, the New Mexico Legislature is scheduled to convene a 30-day session on January 16, 2024, and may also convene one or more special sessions in calendar year 2024; and

WHEREAS, The PERA Board may hold a position or positions regarding the favorability, the fiscal impact or other impact to the Fund of legislative proposals introduced during a regular, short or special session of the legislature;

NOW THEREFORE BE IT RESOLVED BY THE PUBLIC EMPLOYEES RETIREMENT BOARD as follows:

Given the nature of the legislative process, legislation may be introduced or amended that requires immediate analysis and response from PERA. In such an event, the PERA Board Chair and the Executive Director, in consultation with the Legislative Committee Chair, are delegated the authority to determine Board positions on legislative proposals affecting PERA. The Board Chair and the Executive Director will work closely with the Legislative Committee Chair and Committee to make determine the Board's positions regarding legislation that are in the best interest of the Fund. The Executive Director will report regularly to the full Board throughout the 2024 legislative session, any special session that might occur and throughout the following interim; and

The PERA Board Chair, the Legislative Committee Chair and Executive Director, or his designees, are authorized to testify on legislation affecting PERA and to make determinations consistent with any established position of the Board regarding legislative proposals when circumstances do not permit action by the full Board; and

The Board Chair, Legislative Committee Members and Committee Chair, Executive Director, PERA paid lobbying representatives and PERA staff authorized to speak on behalf of PERA legislation, shall at all times represent the position or positions established by the Board regarding proposed, introduced or enacted legislation impacting PERA when speaking, communicating or otherwise interacting with legislators, legislative staff, legislative standing or interim committees, lobbyists, public officials, state employees, advisors or employees of the executive or judicial branches, representatives of labor, retirees or other interested parties; and



The Board Chair and the Executive Director will provide regular reports to the full Board throughout the legislative session. The PERA Board Chair may delegate other Board members to testify or represent the Board on legislation affecting PERA as appropriate.

ADOPTED AND APPROVED THIS 9TH DAY OF JANUARY, 2024.

**RETIREMENT BOARD OF THE
PUBLIC EMPLOYEES RETIREMENT
ASSOCIATION OF NEW MEXICO**

BY: _____
PERA Board Chair

ATTEST: _____
Greg Trujillo, Executive Director

