



STATE OF NEW MEXICO
Educational Retirement Board

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HB 239 Passed and Signed by Governor Richardson, no COLA decrease

HB239 passed and signed by the Governor ensures there will not be a decrease in our retirees' monthly benefits. Previously Section 22-11-31 (B) of the New Mexico Educational Retirement Act required that decreases in the Consumer Price Index will cause retiree benefits to decrease. Since the Consumer Price Index showed a decrease from 2008 to 2009 the result would have been a -0.4% reduction in a retiree's monthly benefit. HB239 changed the language to state "Annuities shall not be decreased in the event that there is a decrease in the Consumer Price Index between the next preceding calendar year and the preceding calendar year." While it is unfortunate that our members will not be receiving a cost of living adjustment increase this year they will not suffer a decrease this year or in the future.