

Opinion No. 60-93

May 18, 1960

BY: OPINION of HILTON A. DICKSON, JR., Attorney General

TO: Earl Stull, Jr., Director Las Cruces Urban Renewal Agency 122 W. Hadley Avenue
Las Cruces, New Mexico

QUESTION

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Is the Urban Renewal Agency of Las Cruces an affiliated public employer under the Public Employees Retirement Association?

CONCLUSION

Yes.

OPINION

{*458} **ANALYSIS**

The authority for the establishment of an urban renewal agency is found in § 17 (A), Chapter 56, Laws of 1959, and provides:

"There is created in each municipality a public body corporate and politic to be known as the 'urban renewal **agency**' of the municipality;. . ." (Emphasis supplied).

A "public employer" means the State of New Mexico or any municipality in the State of New Mexico, see § 5-5-1 (E), N.M.S.A., 1953 Compilation (P.S.), and the definition of a municipality will be found in subsection (D) of § 5-5-1, supra, as follows:

"'Municipality' means any municipality, city, county and conservancy district in the state of New Mexico, including the boards, departments, bureaus and **agencies of the said municipality**, city, county or conservancy district." (Emphasis supplied).

{*459} It is clear, therefore, that the Urban Renewal Agency created pursuant to Chapter 56, Laws of 1959, is an affiliated public employer under the Public Employees Retirement Association.

By: B. J. Baggett

Assistant Attorney General