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Current and previously issued FIRs are available on the NM Legislative Website (www.nmlegis.gov).

FISCAL IMPACT REPORT

SPONSOR: Steinborn
ORIGINAL DATE: 03/10/21
LAST UPDATED: 
HB 

SHORT TITLE: Post-Session Lobbying Reports
SB 314

ANALYST: Nichols

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

<table>
<thead>
<tr>
<th></th>
<th>FY21</th>
<th>FY22</th>
<th>FY23</th>
<th>3 Year Total Cost</th>
<th>Recurring or Nonrecurring</th>
<th>Fund Affected</th>
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</thead>
<tbody>
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<td>SOS</td>
<td></td>
<td>$20.0 – $35.0</td>
<td>$20.0 – $35.0</td>
<td>Nonrecurring</td>
<td>General Fund</td>
<td></td>
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<tr>
<td>Ethics Commission</td>
<td>Minimal</td>
<td>Minimal</td>
<td>Minimal</td>
<td>Recurring</td>
<td>General Fund</td>
<td></td>
</tr>
</tbody>
</table>

(Parenthesis () Indicate Expenditure Decreases)

Relates to Senate Bill 311

SOURCES OF INFORMATION
LFC Files
Responses Received From Secretary of State (SOS)
State Ethics Commission

SUMMARY

Synopsis of Bill

Senate Bill B314 proposes to add a new section to the Lobbyist Regulation Act (LRA) requiring all lobbyists file reports with the Secretary of State (SOS) disclosing lobbying activity on legislation, including development of legislation prior to the legislative session, and whether the lobbyist supported, opposed, or took another position on the legislation.

Reports would be due prior to the adjournment of a legislative session. If the lobbyist lobbied after session adjournment, the disclosure report would be due before the end of the governor’s bill-signing period.

The bill directs SOS to determine the electronic format for reports and specific reporting deadlines through the rulemaking process. Reports would be filed and archived with SOS as a public record, in accordance with Section 2-11-7 NMSA 1978.
There is no effective date of this bill. It is assumed that the effective date is 90 days following adjournment of the Legislature.

FISCAL IMPLICATIONS

SOS estimates a one-time cost of $20 thousand to $35 thousand to develop a new reporting module in its Lobbyist Reporting System. The agency notes that full funding of elections staff is necessary to keep up with the volume of work associated with existing and proposed statutory duties.

The State Ethics Commission anticipates a minimal impact to its operating budget as a result of increased duties related to lobbyist reporting.

PERFORMANCE IMPLICATIONS

Both SOS and the State Ethics Commission would have additional duties related to lobbyist disclosure reports associated with review, compliance and enforcement.

ADMINISTRATIVE IMPLICATIONS

SOS notes that SB314 would impose additional administration duties associated with education, compliance, and enforcement.

RELATIONSHIP

Senate Bill 311 proposes amendments to the LRA, providing a definition of “advertising campaign” and requiring lobbyists to disclose the compensation they receive for lobbying.

AN/al