

LFC Requester:	Sam Lesemann
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AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov

(Analysis must be uploaded as a PDF)

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 2/3/2025 *Check all that apply:*
Bill Number: HB 220 Original Correction
 Amendment Substitute

Sponsor: Tara L. Lujan, Joseph L. Sanchez **Agency Name and Code:** NM Department of Homeland Security and Emergency Management-79500
Short Title: Ignition-Resistant Construction **Person Writing:** Matthew Stackpole
Title: _____ **Phone:** 505-699-5807 **Email:** Matthew.stackpole@dhsem.nm.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$0	\$0	NA	NA

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
\$0	\$0	\$0	NA	NA

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	Unknown	Unknown	Unknown	Unknown	NA	NA

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: HB 220 introduces a new section to Chapter 47, Article 1 NMSA 1978 to establish Unreasonable Restrictions on Ignition Resistance and Conditions posing fire hazards. This bill outlines the restrictions within a deed, contract, security instrument, transfer, or sale of any interest in real property that prohibits unreasonable ignition relating to the construction landscape and the reduction of fire hazards.

This bill further introduces a new Section such as establishing Restrictions on Ignition-Resistant Construction or Landscaping prohibited. The provision is set to read the restrictions on associations to make it illegal to impose rules that prohibit or unreasonably restrict the installation or maintenance of ignition-resistant construction while recommending landscaping projects or construction by limiting the use of highly flammable materials. This bill sets requirements for the design, placement, material, and appearance of fire resistance construction or landscaping to be processed within 60 days for approval. If the association does not decide within 60 days, the applications must be automatically approved.

HB 220 clarifies that this new section does not alter existing bona fide safety requirements that are consistent with applicable building codes, and nationally recognized safety standards by the construction industry division of regulation and licensing department. Overall, HB 220 focuses on fire mitigation specifically preventing conditions or restrictions that limit the use of fire-resistant building materials, and landscaping that can help reduce the risk of fire hazards.

FISCAL IMPLICATIONS

DHSEM is unaware of the fiscal implications.

SIGNIFICANT ISSUES

DHSEM is not aware of any significant issues with HB 220.

PERFORMANCE IMPLICATIONS

It is unclear what enforcement provisions may be necessary to ensure compliance with the new protections and restrictions.

ADMINISTRATIVE IMPLICATIONS

DHSEM is not aware of any significant issues with HB 220.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

HB 220 may impact future training and code regulations in the future.

TECHNICAL ISSUES

NA

OTHER SUBSTANTIVE ISSUES

NA

ALTERNATIVES

NA

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

If HB 220 is not enacted communities and homeowners could face higher economic losses in high-risk fire zones.

AMENDMENTS