

**LFC Requester:****Davidson****AGENCY BILL ANALYSIS - 2025 REGULAR SESSION****WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO****[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto: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:** 02/05/2025*Check all that apply:***Bill Number:** HB270Original  Correction Amendment  Substitute **Sponsor:** Armstrong, Martinez**Agency Name  
and Code**New Mexico Environment**Number:**Department 667**Person Writing**Michelle Miano**Short**Michelle.Miano@env.**Title:** Zero-Emission Vehicle Rules**Phone:** 505-479-2596**Email:** nm.gov**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

| Appropriation |      | Recurring<br>or Nonrecurring | Fund<br>Affected |
|---------------|------|------------------------------|------------------|
| FY25          | FY26 |                              |                  |
|               |      |                              |                  |
|               |      |                              |                  |

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

| Estimated Revenue |      |      | Recurring<br>or<br>Nonrecurring | Fund<br>Affected |
|-------------------|------|------|---------------------------------|------------------|
| FY25              | FY26 | FY27 |                                 |                  |
|                   |      |      |                                 |                  |
|                   |      |      |                                 |                  |

(Parenthesis ( ) indicate revenue decreases)

## ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

|              | FY25 | FY26  | FY27  | 3 Year Total Cost | Recurring or Nonrecurring | Fund Affected  |
|--------------|------|-------|-------|-------------------|---------------------------|--|
| <b>Total</b> |      | (260) | (300) | (560)             | Recurring                 | Motor Vehicle Manufacturer's Regulatory Fee – Fund 70810 |

(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:

HB270 (Duplicate of 2025 SB139; related to 2025 SB131). Amends the Air Quality Control Act to provide that no provision of that act shall be interpreted to provide a regulatory agency that has assumed jurisdiction and enforcement of the act with the authority to adopt or continue in effect a rule that restricts, limits or prohibits delivery, use, lease, sale or purchase of a vehicle based on the energy source used to power it, including internal combustion engines; nor to establish a percentage of vehicles that must be delivered or sold based on their energy source..

#### **FISCAL IMPLICATIONS**

HB270 will eliminate recurring program funding to NMED by \$260,000 in FY26 and \$300,000 in FY27 by preventing fee recovery from the New Motor Vehicle Emissions Standards program passed by the Environmental Improvement Board.

#### **SIGNIFICANT ISSUES**

This bill contradicts federal law and may jeopardize federal funding.

#### **PERFORMANCE IMPLICATIONS**

HB270 will prevent the NMED's implementation of its New Motor Vehicle Emission Standards, which will in turn prevent the ability of NMED to achieve the air pollution reductions, climate benefits, and economic investments projected under the rule.

#### **ADMINISTRATIVE IMPLICATIONS**

HB270 will prevent NMED from implementing the New Motor Vehicle Emission Standards.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

SB131 also prohibits the adoption of certain rules relating to the production and delivery for sale of zero-emission vehicles as an amendment to the Environmental Improvement Act / Clean Transportation Fuel Standard authorization.

**TECHNICAL ISSUES**

N/A

**OTHER SUBSTANTIVE ISSUES**

N/A

**ALTERNATIVES**

N/A

**WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

NMED will continue to implement the state's New Motor Vehicle Emissions Standards as adopted by the EIB and achieve the projected reductions in air pollution while ensuring NMED meets its climate goals as outlined in Executive Order 2019-003 (Climate Change).

**AMENDMENTS**

N/A