

LFC Requester:	J. Leger
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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: 2/13/25 *Check all that apply:*
Bill Number: H 358 Original Correction
 Amendment Substitute

Sponsor: Randall T. Pettigrew **Agency Name and Code Number:** New Mexico Spaceport Authority, Agency 49500
Short Title: Interim Admin. Rules Oversight Committee **Person Writing:** Art Trujillo
Title: _____ **Phone:** 575-281-0238 **Email:** Art.trujillo@spaceport

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
N/A	N/A		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
N/A	N/A	N/A		

(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	N/A	N/A	N/A	N/A		

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: None noted.
Duplicates/Relates to Appropriation in the General Appropriation Act: None noted.

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: “An Act relating to Legislative Affairs; creating the interim administrative rule oversight committee; requiring legislative review of executive agency proposed rules; amending the state rules act’s notice of proposed rulemaking to include a fiscal impact statement if the estimated cost of implementing a proposed rule is greater than one million dollars (\$1,000,000); making an appropriation.”

FISCAL IMPLICATIONS

Note: major assumptions underlying fiscal impact should be documented.

Note: if additional operating budget impact is estimated, assumptions and calculations should be reported in this section.

SIGNIFICANT ISSUES

The current laws do provide some administrative rules under the New Mexico Administrative Code (NMAC) that affect the New Mexico Spaceport Authority (NMSA). HB 358 would require some increased costs in that the LFC could hire at least 4 more staff members for working with the interim administrative rule oversight committee, however this portion of the bill does not affect the New Mexico Spaceport Authority (NMSA) directly. Overall financial impact for NMSA for analysis could occur but would be minimal in the form of additional personnel costs. A financial impact analysis could be useful in providing the oversite committee with any financial burdens that rule changes could create.

PERFORMANCE IMPLICATIONS

The New Mexico Administrative Code (NMAC) affecting the New Mexico Spaceport Authority is Chapter 61 – Spaceports, specifically 18-61-2 “Non-aerospace customer, partner and merchandise selection” and 18-61-3 “Spaceport Authority Board of Director By-Laws. Changes in 18-61-2 is the most likely code that would cause a financial impact. The impact would not be greater than one million dollars (\$1,000,000) as specified in 14-4-5A(3), however the oversight committee could request a fiscal impact statement even if the amount does not exceed one million dollars (\$1,000,000).

This is an additional step that the agency would need to take, however this does not appear to be too cumbersome to comply with.

ADMINISTRATIVE IMPLICATIONS

NMSA will amend its internal processes to ensure that its legal and financial departments are working in tandem during a rule hearing to ensure an accurate estimated cost is generated and made public as part of the rule-making process.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

There is no known conflict, duplication, companionship or relationship to HB 358.

TECHNICAL ISSUES

No technical issues are known at this time.

OTHER SUBSTANTIVE ISSUES

None noted at this time.

ALTERNATIVES

The alternative to passage of HB 358 would be that the current NMAC s would remain the same.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The New Mexico Spaceport Authority is functioning under the aforementioned NMAC's without any adverse effects and passage of HB 358 would provide an additional step in performing a financial impact analysis.

AMENDMENTS

None noted or recommended.