

<b>LFC Requester:</b>	<b>Helen Gaussoin</b>
-----------------------	-----------------------

**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:** 01/27/2025 *Check all that apply:*  
**Bill Number:** SB 96 Original  Correction   
 Amendment  Substitute

**Sponsor:** Leo Jaramillo **Agency Name and Code** Dept. of Game and Fish – 516  
**Short Title:** Off-Highway Vehicle Tires & Sizes **Number:** \_\_\_\_\_  
**Person Writing** James Pitman  
**Phone:** \_\_\_\_\_ **Email** james.pitman@dgf.nm.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
NA	NA	NA	NA
NA	NA	NA	NA

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
Unknown	Unknown	Unknown	Recurring	Trail Safety Fund 108400

(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>	NA	NA	NA	NA	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:

This bill amends 66-3-1001.1 NMSA 1978 to update the definition of off-highway vehicles (OHVs). This bill amends tire type and vehicle weights and removes references to engine displacement. These changes will allow more modern machines to fall under the OHV definition than current statute allows.

#### **FISCAL IMPLICATIONS**

This bill would expand the current OHV definition to include more modern and heavier machines. These machines currently exist on the market, and can be legally purchased, but owners cannot currently register them as OHVs due to the restricted definition of an OHV in statute. Expanding the definition of OHVs to include more modern machines will result in more OHV registrations and thus increased revenue for the Trail Safety Fund (108400).

While we anticipate this bill will increase registration revenue, it is unknown how many of these machines will be registered each year.

Current OHV registration fees for residents are \$53 for the initial year and \$50 for registration renewals every two years thereafter. We can assume an increase in revenue of \$5,300 for every 100 new initial resident registrations and an increase in revenue of \$5,000 for every 100 resident registration renewals.

Current OHV registration fees for nonresidents are \$48 for a two-year permit and \$18 for a 90-day permit. We can assume an increase in revenue of \$4,800 for every 100 nonresident two-year registration permits sold and an increase in revenue of \$1,800 for every 100 nonresident 90-day registration permits sold.

#### **SIGNIFICANT ISSUES**

None at this time.

#### **PERFORMANCE IMPLICATIONS**

None at this time.

#### **ADMINISTRATIVE IMPLICATIONS**

None at this time.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None at this time.

**TECHNICAL ISSUES**

None at this time.

**OTHER SUBSTANTIVE ISSUES**

None at this time.

**ALTERNATIVES**

None at this time.

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

Some machines available for purchase will not be able to be registered or regulated.

**AMENDMENTS**

None at this time.