

LFC Requestor: MONTANO, Noah

2025 LEGISLATIVE SESSION  
AGENCY BILL ANALYSIS

Section I: General

Chamber: Senate  
Number: 131

Category: Bill  
Type: Introduced

Date (of THIS analysis): 1/27/2025

Sponsor(s): Sen. Pat Woods, Rep. Randall T. Pettigrew, Sen. George K. Munoz

Short Title: Restrict Zero-Emission Vehicle Rules

Reviewing Agency: Agency 665- Department of Health

Analysis Contact Person: Arya Lamb

Phone Number: 505-470-4141

e-Mail: arya.lamb@doh.nm.gov

---

---

Section II: Fiscal Impact

APPROPRIATION (dollars in thousands)

Appropriation Contained		Recurring or Nonrecurring	Fund Affected
FY 25	FY 26		
\$0	\$0	N/A	N/A

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY 25	FY 26	FY 27		
\$0	\$0	\$0	N/A	N/A

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY 25	FY 26	FY 27	3 Year Total Cost	Recurring or Non-recurring	Fund Affected
Total	\$0	\$0	\$0	\$0	N/A	N/A

Section III: Relationship to other legislation

Duplicates: None

Conflicts with: None

Companion to: None

Relates to: None

Duplicates/Relates to an Appropriation in the General Appropriation Act: None

## Section IV: Narrative

### 1. BILL SUMMARY

a) Synopsis

Senate Bill 131 (SB131) proposes to eliminate the requirement of automotive manufacturers to produce or deliver for sale a certain percentage of zero-emission vehicles for a model year to control motor vehicle emissions or for any other lawful purpose.

Is this an amendment or substitution?  Yes  No

Is there an emergency clause?  Yes  No

b) Significant Issues

- SB131 could contribute to an increase in the overall vehicle emissions in New Mexico, thereby impacting outdoor air quality which could have adverse health outcomes.
- The American Lung Association reports: (<https://www.lung.org/getmedia/9e9947ea-d4a6-476c-9c78-ccc7d49ffe2/ala-driving-to-clean-air-report.pdf>) that the transition to zero-emission vehicles from 2020-2050 would result in up to:
  - \$978 billion in public health benefits
  - 89,300 fewer premature deaths
  - 2.2 million fewer asthma attacks
  - 10.7 million fewer lost workdays
- SB131 proposes to remove the authority of the Environmental Improvement Board of the New Mexico Environment Department to adopt or continue requiring manufacturers to produce or deliver a certain percentage of zero-emission vehicles.

### 2. PERFORMANCE IMPLICATIONS

- Does this bill impact the current delivery of NMDOH services or operations?

Yes  No

If yes, describe how.

- Is this proposal related to the NMDOH Strategic Plan?  Yes  No

**Goal 1:** We expand equitable access to services for all New Mexicans

**Goal 2:** We ensure safety in New Mexico healthcare environments

- Goal 3:** We improve health status for all New Mexicans
- Goal 4:** We support each other by promoting an environment of mutual respect, trust, open communication, and needed resources for staff to serve New Mexicans and to grow and reach their professional goals

### 3. FISCAL IMPLICATIONS

- If there is an appropriation, is it included in the Executive Budget Request?  
 Yes  No  N/A
- If there is an appropriation, is it included in the LFC Budget Request?  
 Yes  No  N/A
- Does this bill have a fiscal impact on NMDOH?  Yes  No

### 4. ADMINISTRATIVE IMPLICATIONS

Will this bill have an administrative impact on NMDOH?  Yes  No

### 5. DUPLICATION, CONFLICT, COMPANIONSHIP OR RELATIONSHIP

None

### 6. TECHNICAL ISSUES

Are there technical issues with the bill?  Yes  No

### 7. LEGAL/REGULATORY ISSUES (OTHER SUBSTANTIVE ISSUES)

- Will administrative rules need to be updated or new rules written?  Yes  No
- Have there been changes in federal/state/local laws and regulations that make this legislation necessary (or unnecessary)?  Yes  No
- Does this bill conflict with federal grant requirements or associated regulations?  
 Yes  No
- Are there any legal problems or conflicts with existing laws, regulations, policies, or programs?  Yes  No

The proposed amendment in SB131 would conflict with the New Mexico Clean Car Rule which allows California's Advanced Clean Cars rule to be implemented statewide in New Mexico, requiring that 43% of all new passenger cars and light-duty trucks shipped to New Mexico auto dealerships by national auto manufacturers must be zero emission vehicles beginning in calendar year 2026.

### 8. DISPARITIES ISSUES

- SB131 could have a negative impact on outdoor air quality if the production of zero-emission vehicles is reduced. This particularly affects vulnerable populations (lower-income communities) living near central cities and close to busy roadways, which would be exposed to increased particulate matter (PM2.5). According to the American Lung Association more than 4 in 10 of all Americans still live in a community impacted by unhealthy levels of air pollution. Those impacted by polluted air face increased risk of a wide range of poor health outcomes. ([Disparities in the Impact of Air Pollution | American Lung Association](#)).

### 9. HEALTH IMPACT(S)

- The American Lung Association projects that nationwide healthcare costs will be significantly reduced with increased zero-emission vehicles on the road, also saving billions of dollars in healthcare costs.
- This bill may affect public health by reducing the number of zero-emission vehicles available. A reduction in zero-emission vehicles available will increase the number of carbon fueled vehicles on NM roads, thus affecting NM's overall outdoor air quality.

## **10. ALTERNATIVES**

None

## **11. WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL?**

If SB131 is not enacted, the adoption of certain rules relating to the production and delivery for sale of zero-emission vehicles will not be prohibited.

## **12. AMENDMENTS**

None