LFC Requester:

Emily Hilla

## **AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

#### **SECTION I: GENERAL INFORMATION**

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

Date Prepared:	January 31, 2025	Check all that apply:	
Bill Number:	SB 217	Original X	Correction
		Amendment	Substitute

	Sen. Michael Padilla and	Agency Name and	305 – New Mexico
Sponsor:	Sen. Debra M. Sariñana	Code Number:	Department of Justice
		<b>Person Writing</b>	
Short		Analysis:	Eduardo Ugarte
	DOIT Role In Procurement	Phone:	505-537-7676
		Email:	legisfir@nmag.gov

#### **SECTION II: FISCAL IMPACT**

### **APPROPRIATION (dollars in thousands)**

Approp	riation	Recurring	Fund Affected	
FY25	FY26	or Nonrecurring		

(Parenthesis () indicate expenditure decreases)

#### **REVENUE (dollars in thousands)**

Estimated Revenue			Recurring	Fund
FY25	FY26	FY27	or Nonrecurring	Affected

(Parenthesis () indicate revenue decreases)

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

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurri ng	Fund Affected
Total						

(Parenthesis ( ) Indicate Expenditure Decreases)

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

#### **SECTION III: NARRATIVE**

This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator's request. The analysis does not represent any official policy or legal position of the NM Department of Justice.

### **BILL SUMMARY**

<u>Synopsis</u>: The bill proposes to clarify the DOIT's role in approving information technology procurement and projects by state agencies by revising existing Subsection 9-27-6(C); specifically certain responsibilities of the secretary in the capacity of chief information officer. The material proposed revisions remove language that currently requires the secretary to (1) approve RFPs and other agency requests that are subject to the Procurement Code and (2) approve contracts prior to the approval by the DFA. The bill would focus the secretary's responsibility on the approval of projects prior to procurement (presumably before the contracting phase).

### FISCAL IMPLICATIONS

N/A

#### **SIGNIFICANT ISSUES**

N/A

## **PERFORMANCE IMPLICATIONS**

N/A

## **ADMINISTRATIVE IMPLICATIONS**

N/A

## CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Relationship:

Senate Bill 209: SB209 amends multiple parts in the procurement code. More specifically, SB209 would amend an exception of the procurement code found in NMSA 1978, Section 13-1-98(J) for the purchases not exceeding <u>one hundred thousand dollars (\$100,000)</u> consisting of magazine subscriptions, web-based or electronic subscriptions, conference registration fees and other similar purchases, <u>but not including software licenses or maintenance agreements</u>, where prepayments are required.

# **TECHNICAL ISSUES**

N/A

## **OTHER SUBSTANTIVE ISSUES**

N/A

## ALTERNATIVES

N/A

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

Status quo

## AMENDMENTS

N/A