

LFC Requester:	Joseph Simon
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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: 02/02/2025 *Check all that apply:*
Bill Number: SB 241 Original Correction
 Amendment Substitute

Sponsor: Bobby Gonzales **Agency Name and Code:** Administrative Hearings Office
Short Title: Hwy Construction Auto Speed Enforcement **Number:** 34000
Person Writing: Brian VanDenzen **Phone:** 505-827-9714 **Email:** Brian.vandenzen@aho

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund 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
Total						

(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 creates a new act in state statute establishing automated speed enforcement in highway construction zone. As part of the new act, the bill creates civil fines and a hearing process. If the person requests a hearing, a hearing occurs in front of a hearing examiner appointed by the Department of Transportation to contest the citation and fine.

FISCAL IMPLICATIONS

The Administrative Hearings Office does not anticipate that this bill would have a discernable fiscal impact on the Administrative Hearings Office because the bill contemplates that the Department of Transportation is agency responsible for appointment of a hearing examiner. There is no requirement or provision for the matter to be heard by a hearing officer from Administrative Hearings Office. That said, some agencies do enter in voluntary memorandums of understanding with the Administrative Hearings Officer for appointment of administrative hearings office's hearing officers. The standard rate under such an MOU is \$250 referral fee per case, plus \$150 per hour for hearing officer work on the case. The Administrative Hearings Office has limited capacity to provide additional services to other state agencies at the moment and does not anticipate being able to provide hearing examiners to the Department of Transportation. Thus, no further analysis will be completed.

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

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS