

LFC Requester:	Noah Montano
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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: 2/14/2025 *Check all that apply:*
Bill Number: SB 372 Original Correction
 Amendment Substitute

Sponsor: Sen. Sedillo Lopez **Agency Name** 430 – Public Regulation
Rep. Dixon **and Code** Commission
Short Title: TELECOMMUNICATION **Number:** _____
SURCHARGES **Person Writing** Ed Rilkoff
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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:

SB 372 amends the Telecommunications Access Act by modifying the telecommunications relay service surcharge imposed on telecommunications services. The effective date is July 1, 2025.

Key Changes

1. New Surcharge:

- The current surcharge of 0.33% of the gross amount paid on telecommunications bills is replaced with a flat fee of \$0.51.

2. Applies to:

- Applies to intrastate telecom services, VoIP, and prepaid mobile services, except for customers on low-income assistance plans.

3. Billing and Collection:

- The surcharge will be included on monthly customer bills for telecommunications services.
- For prepaid services, the seller collects the surcharge at the point of sale and must itemize or disclose it on the receipt.

4. Administrative Provisions:

- Sellers must remit the collected surcharge to the Taxation and Revenue Department, which will retain 3% for administrative costs.
- Sellers of prepaid services may also retain 3% of the surcharge for administrative purposes.
- The net receipts shall be transferred to the Telecommunications Access Fund.

5. Reporting Requirements:

- The Commission for Deaf & Hard of Hearing Persons must report annually to the Revenue Stabilization and Tax Policy Committee on revenues collected, fund expenditures and the fund balance.

FISCAL IMPLICATIONS

The bill has no fiscal impact on the PRC. It amends the Telecommunications Access Act, which is overseen by the Commission for the Deaf & Hard of Hearing and as no direct consequences for the PRC.

SIGNIFICANT ISSUES

None.

PERFORMANCE IMPLICATIONS

None.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

None.