

LFC Requester: \_\_\_\_\_

**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:** 2/21/2025 *Check all that apply:*  
**Bill Number:** SB 472 Original  Correction   
 Amendment  Substitute

**Sponsor:** Gabriel Ramos **Agency Name**  
Rebecca Dow **and Code**  
Crystal Brantley **Number:** \_\_\_\_\_  
**Short Title:** OFF-HIGHWAY VEHICLES **Person Writing** Michael Sloane  
ON PAVED STREETS **Phone:** 505/476-8000 **Email** Michael.sloane@dgf.n

**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
0	0	0	0	NA

(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:

Senate Bill 472 is a companion bill to House Bill 371. Both bills would give municipalities and counties the authority to determine if off-highway vehicles (OHVs) are allowed to operate on state highways within their political boundaries and remove the authority of the state transportation committee to deny access.

#### **FISCAL IMPLICATIONS**

None known

#### **SIGNIFICANT ISSUES**

The OHV Act (66-3-1011 NMSA) was amended in 2016 to allow the operation of recreational off-highway vehicles (ROVs) and all-terrain vehicles (ATVs), if authorized by an ordinance or resolution of a local authority in control of the road or the state transportation commission (STC), to include separate speed limits or other restrictions as may be determined.

The State Transportation Commission adopted CP-71, which states that access will not be granted on state highways with posted speed limits over 45 mph and that ATVs will not be allowed on state highways.

The Department of Game and Fish OHV program's safety education message is that manufacturers of off-highway vehicles stress that OHVs are not designed or intended for paved road operation.

#### **PERFORMANCE IMPLICATIONS**

None

#### **ADMINISTRATIVE IMPLICATIONS**

None

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Companion to HB 371

#### **TECHNICAL ISSUES**

None

## **OTHER SUBSTANTIVE ISSUES**

None

## **ALTERNATIVES**

None

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

Counties would continue to only be authorized to allow OHV travel on County or municipally owned roads. The State Transportation Commission would maintain authority over access to State Roads.

## **AMENDMENTS**

None