

1 HOUSE BILL 168

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY

4 Alan T. Martinez and Rebecca Dow

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10 AN ACT

11 RELATING TO CONSTRUCTION COSTS; REQUIRING THE CONSTRUCTION  
12 INDUSTRIES COMMISSION AND THE CONSTRUCTION INDUSTRIES DIVISION  
13 OF THE REGULATION AND LICENSING DEPARTMENT TO CONSIDER COST  
14 STUDIES FOR PROPOSED RULES AND TRADE BUREAU RECOMMENDATIONS  
15 THAT ARE ANTICIPATED TO AFFECT THE COST OF COMMERCIAL OR  
16 RESIDENTIAL CONSTRUCTION; REQUIRING THE CONSTRUCTION INDUSTRIES  
17 COMMISSION AND THE TRADE BUREAUS TO PRODUCE COST STUDIES FOR  
18 PROPOSED RULES AND TRADE BUREAU RECOMMENDATIONS THAT ARE  
19 ANTICIPATED TO AFFECT THE COST OF COMMERCIAL OR RESIDENTIAL  
20 CONSTRUCTION.

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22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

23 SECTION 1. A new section of the Construction Industries  
24 Licensing Act is enacted to read:

25 "[NEW MATERIAL] COST STUDIES REQUIRED--ADOPTION OF CODE--

.228758.1

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1 RULEMAKING.--

2           A. A trade bureau within its respective  
3 jurisdiction shall produce a cost study for any recommendation  
4 for a minimum standard or additional specification made  
5 pursuant to Section 60-13-44 NMSA 1978 or a rule that is  
6 anticipated to affect the cost of commercial or residential  
7 construction and submit the cost study along with the  
8 recommendation to the commission and the division.

9           B. The commission shall produce a cost study for  
10 any rule that is anticipated to affect the cost of commercial  
11 or residential construction for which a trade bureau has not  
12 already produced a cost study and submit the cost study to the  
13 division. If the commission or the division changes a minimum  
14 standard or additional specification recommended to the  
15 commission and by a trade bureau pursuant to Section 60-13-44  
16 NMSA 1978 and the changes are anticipated to affect the cost of  
17 commercial or residential construction, the commission shall  
18 complete a revised cost study for the standard or additional  
19 specification and submit the cost study to the division.

20           C. A cost study or a revised cost study shall  
21 estimate the change to the cost of commercial and residential  
22 construction in the state that is anticipated by the proposed  
23 change to rules or code.

24           D. Beginning July 1, 2025, the commission and the  
25 division shall consider a cost study for any:

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(1) trade bureau recommendation for a minimum standard or additional specification made pursuant to Section 60-13-44 NMSA 1978 before approving the recommendation; and

(2) proposed rule that is anticipated to affect the cost of commercial or residential construction.

E. The commission or division shall provide the cost study along with a proposed rule to the public in accordance with the State Rules Act for review and public comment prior to the rule's adoption, amendment or repeal."