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HOUSE BILL 335

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

INTRODUCED BY

Cynthia Borrego

AN ACT

RELATING TO ADMINISTRATIVE PROCEDURES; ENACTING THE LICENSING
TIME FRAMES TRANSPARENCY ACT; REQUIRING THE CONSTRUCTION
INDUSTRIES DIVISION OF THE REGULATION AND LICENSING DEPARTMENT
AND LOCAL AGENCIES WITH EXPRESSLY DELEGATED AUTHORITY FOR
LICENSING AND PERMITTING TO PERIODICALLY PUBLISH A LIST OF THE
TIME FRAMES IN WHICH LICENSES, PERMITS OR OTHER REGULATORY
APPROVALS HAVE BEEN FINALLY ACTED UPON OR HAVE REMAINED PENDING
WITHOUT FINAL AGENCY ACTION.

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

SECTION 1. [NEW MATERIAL] SHORT TITLE.--This act may be
cited as the "Licensing Time Frames Transparency Act".

SECTION 2. [NEW MATERIAL] DEFINITIONS.--As used in the
Licensing Time Frames Transparency Act:

A. "agency" means the construction industries

1 division of the regulation and licensing department and any
2 agency of a county, city or other local entity that has been
3 expressly delegated the authority to issue a permission that
4 otherwise would be issued by the construction industries
5 division of the regulation and licensing department;

6 B. "application" means a written or electronic
7 request received by an agency for a permission;

8 C. "average pending time frame" means the sum of
9 the total pending time frames for each type of permission
10 divided by the total number of applications submitted for that
11 type of permission for which final agency action has not been
12 taken as of the end of the reporting period;

13 D. "average time frame" means the sum of the total
14 time frames for all final agency actions on a type of
15 permission occurring during the reporting period divided by the
16 total number of final agency actions for that type of
17 permission during the reporting period;

18 E. "final agency action" means the date on which an
19 agency notifies an applicant of a decision granting or denying
20 a permission;

21 F. "maximum pending time frame" means the highest
22 total pending time frame for a type of permission;

23 G. "maximum time frame" means the highest total
24 time frame for a type of permission;

25 H. "median time frame" means the total time frame

underscoring material = new
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1 for a type of permission lying at the midpoint of all total
2 time frames for that type of permission;

3 I. "permission" means any governmental
4 authorization in the form of a permit, license, right of way,
5 right of entry, business lease, clearance, location or siting
6 approval or similar approval and any renewal, revision,
7 modification or amendment thereof requiring separate
8 authorization; provided, however, that "permission" does not
9 include governmental authorizations involving the management of
10 educational, charitable or penal institutions;

11 J. "reporting period" means the three-month period
12 for which an agency must submit information pursuant to the
13 Licensing Time Frames Transparency Act;

14 K. "total pending time frame" means the total
15 number of days after receipt of a completed application for a
16 permission for which final agency action has not been taken
17 until the end of the reporting period; and

18 L. "total time frame" means the total number of
19 days after receipt of a completed application for a permission
20 until an agency notifies the applicant of the final agency
21 action on the requested permission.

22 SECTION 3. [NEW MATERIAL] PUBLICATION OF LICENSING TIME
23 FRAMES INFORMATION.--On or before the last day of January,
24 April, July and October of each year, every agency shall submit
25 the following information for the three-month period

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underscoring material = new
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1 immediately prior to the first day of that January, April, July
2 or October to the regulation and licensing department for
3 publication on the department's website:

4 A. a list of each type of permission the agency is
5 required or authorized to issue with a citation to the statute
6 or rule under which that type of permission is required or
7 authorized;

8 B. the number of final agency actions taken on each
9 type of permission during the reporting period;

10 C. the average time frame, median time frame and
11 maximum time frame for each type of permission during the
12 reporting period;

13 D. the average pending time frame and maximum
14 pending time frame for each type of permission; and

15 E. the number of applications for each type of
16 permission that were submitted prior to the end of the
17 reporting period, but for which final agency action had not
18 been taken as of the end of the reporting period.

19 SECTION 4. EFFECTIVE DATE.--The effective date of the
20 provisions of this act is January 1, 2026.