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FISCAL IMPACT REPORT

LAST UPDATED _____

SPONSOR Rep. Silva/Sen. Steinborn **ORIGINAL DATE** 2/11/24

BILL

SHORT TITLE Lobbying Activity Reports **NUMBER** House Bill 143

ANALYST Hilla

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT*

(dollars in thousands)

Agency/Program	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
SOS	No fiscal impact	\$60.0 to \$65.0	No fiscal impact	\$60.0 to \$65.0	Nonrecurring	General Fund
SOS	No fiscal impact	No fiscal impact	\$11.0	\$11.0	Recurring	General Fund
Total	No fiscal impact	\$60.0 to \$65.0	\$11.0	\$71.0 to \$76.0		General Fund

Parentheses () indicate expenditure decreases.
 *Amounts reflect most recent analysis of this legislation.

Relates to Senate Bill 90

Sources of Information

LFC Files

Agency Analysis Received From
 Secretary of State (SOS)
 New Mexico Attorney General (AG)
 State Ethics Commission (SEC)

SUMMARY

Synopsis of House Bill 143

House Bill 143 (HB143) adds a new section to the Lobbyist Regulation Act that requires lobbyists, or employers of lobbyists, to file an activity report on legislation that the filer either lobbies in support of or in opposition to. The lobbyist or lobbyist employer would have to file this report with the Secretary of State (SOS) before the end of a legislative session. The activity report must include:

- Specific legislation lobbied;
- The Lobbyist's or lobbyist's employer's support, opposition, or other position on legislation and whether their position changed or not; and
- The name of the lobbyist's employer that lobbied on legislation.

HB143 requires lobbyist efforts to be reported even after adjournment of the legislative session but before the time in which the governor may act.

The effective date of this bill is January 1st, 2027

FISCAL IMPLICATIONS

SOS states that HB143 would require a one-time cost of \$60 to 65 thousand to add the lobbyist reporting module to the office's lobbyist reporting system. The one-time cost would occur in FY26. The year-over-year cost would be \$11 thousand annually to maintain the new module, which would affect the general fund.

SIGNIFICANT ISSUES

The New Mexico Attorney General (NMAG) notes that HB143 is unclear as to whether a lobbyist would have to provide a report if the lobbyist engaged in significant lobbying to either encourage or discourage the introduction of a bill that is ultimately never introduced.

The State Ethics Commission (SEC) states that HB143 would modernize the Lobbyist Reporting Act in a way that is consistent with nationwide trends. SEC points to other state's that require similar lobbyist activity reporting as outlined in HB143.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

HB143 relates to Senate Bill 90, which would not allow legislators to register as lobbyists until two years after their tenure.

EH/rl/SL2