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## FISCAL IMPACT REPORT

SPONSOR Lujan DATE TYPED 2/8/05 HB 740  
SHORT TITLE PRC Consideration of Motor Carrier Permits SB \_\_\_\_\_  
ANALYST Wilson

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
			NFI		

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Attorney General's Office (AGO)

Public Regulation Commission (PRC)

### SUMMARY

#### Synopsis of Bill

House Bill 740 amends NMSA Section 65-2A-10 to remove a provision that implies that the PRC may only consider the interests of competing motor carriers who have filed a protest when the PRC is deciding whether to issue a new permit for the intrastate transportation of household goods or people.

#### Significant Issues

Current law requires that the PRC consider several factors when deciding whether to issue a new permit for the intrastate transportation of people or household goods. One of those factors is the effect on existing competition, and "whether granting the permit would endanger or impair the operations of motor carriers protesting the application for a permit to an extent contrary to the public interest." Current law requires the PRC to consider the effect of a new permit on existing competition, but implies that it may only consider that effect on those companies actually protesting the new permit. This bill will remove that phrase and will allow the PRC to consider the effect of a new permit on competition, regardless of whether anyone has protested the issuance of a new permit.

The PRC states this bill is clean-up language to resolve an inadvertent conflict in existing law.

DW/njw:yr