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## FISCAL IMPACT REPORT

**SPONSOR** Gonzales **ORIGINAL DATE** 2/20/17  
**LAST UPDATED** 3/17/17 **HB** 377/aSFC

**SHORT TITLE** Weight Distance Tax Fund Recipients **SB** \_\_\_\_\_

**ANALYST** Romero

### REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY17	FY18	FY19		
NFI	NFI	NFI		

(Parenthesis ( ) Indicate Revenue Decreases)

Relates to Appropriation in the General Appropriation Act

### SOURCES OF INFORMATION

LFC Files

Responses Received From  
Department of Transportation

### SUMMARY

#### Synopsis of SFC Amendment

The Senate Finance Committee amendment removes the requirement that the TRD secretary enter into an inter-agency agreement with DPS and NMDOT for disbursement of funds.

#### Synopsis of Bill

House Bill 377 amends Section 7-15A-14 NMSA 1978, of the New Mexico Weight Distance Tax Act, and adds the Department of Public Safety (DPS) and the Department of Transportation (NMDOT) as agencies that may receive funding from the Weight Distance Tax Identification Permit Fund. HB 377 requires DPS, NMDOT and the Taxation and Revenue Department (TRD) to enter into an inter-agency agreement to disburse the funding generated by the Fund.

### FISCAL IMPLICATIONS

No fiscal impact.

**SIGNIFICANT ISSUES**

The purpose of the Weight Distance Tax Identification Permit Fund is to cover the cost of administering the Weight Distance Tax. TRD receives revenue from this Fund. In 2015, NMDOT conducted a pilot project that staffed permit agents at the state ports of entry (POEs). The project resulted in NMDOT assuming responsibility for this function at all POEs for the foreseeable future.

Currently the Legislature appropriates funds from the Weight Distance Tax Identification Permit Fund from TRD to DPS of about \$1.3 million. However, some responsibilities have been moved from DPS to NMDOT, along with budget appropriations. DPS is scheduled to receive \$94.5 thousand and NMDOT would receive about \$1.2 million from this fund as a transfer from TRD.

This bill allows DPS and NMDOT to have access to these funds without an appropriation from the Legislature. However, all three agencies will have to agree on distribution amounts from the fund.

**POSSIBLE QUESTIONS**

What is the reason for requiring the Taxation and Revenue Department to enter into an inter-agency agree with both the Department of Transportation and the Department of Public Safety?

IR/sb/jle