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FISCAL IMPACT REPORT

SPONSOR Brown ORIGINAL DATE 2/28/17
 LAST UPDATED 3/13/17 HB 407/aHTRC

SHORT TITLE Mobile Device Proof of Insurance for MVD SB _____

ANALYST Romero

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY17	FY18	FY19	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total				NFI		

(Parenthesis () Indicate Expenditure Decreases)

Duplicates: HB 420

SOURCES OF INFORMATION

LFC Files

Responses Received From

Department of Public Safety

Taxation and Revenue Department

SUMMARY

Synopsis of Amendment

The HTRC amendment to HB 407 makes several changes to the title and adds a new section of material which states a law enforcement officer is not liable for damages to the mobile communication device and a person handing over the communication device for evidence of financial responsibility does not consent to the access of other contents on the mobile device by the law enforcement officer. The new section also states “the officer shall not intentionally view any other content accessible through the device”.

The amendment makes clarifying changes to the bill, conforming to the title changes. It strikes each instance of “proof” and replaces it with “as evidence”. Additionally “mobile device” is changed to “mobile communication device” to conform to the definition provided by current law.

Synopsis of Bill

House Bill 407 amends Section 66-5-205 NMSA 1978 to allow the Taxation and Revenue Department to establish rules requiring law enforcement officers to accept proof of financial responsibility that is displayed on a software application on a mobile device.

FISCAL IMPLICATIONS

No fiscal impact.

TECHNICAL ISSUES

No definition exists in this section of law for “software application”.

IR/jle