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## FISCAL IMPACT REPORT

**SPONSOR**     Thomson/Steinborn/     **ORIGINAL DATE**     1/28/19     131/aHSEIC/aHJC/  
                  Hochman-Vigil                                     **LAST UPDATED**     3/01/19     **HB**     aHF#1

**SHORT TITLE**     Post-Session Lobbying Reports                                     **SB** \_\_\_\_\_

**ANALYST**     Chilton

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY19	FY20	FY21	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	See Fiscal Implications	See Fiscal Implications	See Fiscal Implications	See Fiscal Implications		

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to Senate Bill 191 and House Bill 140

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Secretary of State (SOS)

### SUMMARY

#### Synopsis of HF1 #1 Amendment

The House Floor Amendment #1 to House Bill 131 adds another section to the bill, making it unlawful for a lobbyist or the employer of one or more lobbyists to make a political contribution or expenditure to a member of the legislature during the “prohibited period”, which for legislators is from January 1 until the close of each legislative session.

#### Synopsis of HJC Amendment

The House Judiciary Committee deletes an extraneous “or”, but does not change the meaning of the bill.

#### Synopsis of HSEIC Amendment

The House State Government, Elections and Indian Affairs Committee amendment to House Bill 131 gives lobbyists another week to file their report (now to be fourteen days after the end of a legislative session) and also allows a lobbyist three choices with regard to his/her position on the bill listed: “supported, opposed, or “took another position on.”

Synopsis of Original Bill

House Bill 131 would require that lobbyists required to file an expenditure report with the Secretary of State must also, within one week of the end of a legislative session, send the Secretary of State a list of the bills on which the lobbyist worked during that session, and whether the legislation was supported or opposed.

**FISCAL IMPLICATIONS**

SOS indicates that there would be no fiscal impact, although SOS “will need to implement a minor system enhancement to accommodate the new report.”

**SIGNIFICANT ISSUES**

Currently, the Lobbyist Regulation Act, Section 2-11-6 NMSA 1978, requires that expenditure reports be filed for all expenditures over \$100 within the 12 months preceding each January 15 deadline. For expenditures greater than \$500, a report must be made within 48 hours. There is no requirement in the Act at present for an indication as to which bills the lobbyist has worked on or regarding which he/she has made an expenditure.

**RELATIONSHIP** with Senate Bill 191 and House Bill 140, each of which deal with lobbyist expenditures and the reporting of them that must be sent to the Secretary of State. Each of the three bills differs in its language and requirements.

**TECHNICAL ISSUES**

SOS notes that “The sponsor may want to consider the effective date to align with the SOS’s implementation of their new campaign finance reporting system during the 2020 election cycle.”

LAC/gb