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FISCAL IMPACT REPORT

LAST UPDATED _____

SPONSOR Garcia, M. **ORIGINAL DATE** 1/25/23

BILL

SHORT TITLE Prohibit Modified Mufflers **NUMBER** House Bill 71

ANALYST Anderson

REVENUE* (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY23	FY24	FY25		
	Indeterminate but minimally positive	Indeterminate but minimally positive	Recurring	MVD Suspense Fund

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT* (dollars in thousands)

	FY23	FY24	FY25	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
State Agencies		No fiscal impact	No fiscal impact			
Local Govts		Indeterminate but minimal	Indeterminate but minimal			
Total						

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

Sources of Information

LFC Files

Response Received From

Administrative Office of the Courts (AOC)
Department of Public Safety (DPS)

No Response Received

Taxation and Revenue Department (TRD)
Law Office of the Public Defender (LOPD)
Bernalillo Metropolitan Court (Metro Court)
New Mexico Sentencing Commission (NMSC)

SUMMARY

Synopsis of House Bill 71

House Bill 71 proposes to create an additional penalty assessment misdemeanor with a \$50 fine

in the Motor Vehicle Code for alterations or modifications of a vehicle muffler from the manufacturer's specifications if the modification makes the muffler louder.

The effective date of this bill is July 1, 2023.

FISCAL IMPLICATIONS

House Bill 71 imposes a \$50 fine and misdemeanor penalty for violations in the Motor Vehicle Code. The Taxation and Revenue Department, which includes the Motor Vehicle Division did not respond to a request for analysis and the number of citations that might be issues is unknown. However, the number is likely to be low, resulting in a positive but likely small impact on revenues.

The Administrative Office of the Courts and the Department of Public Safety report the bill would have no fiscal impact on the courts or the agency. Impact on local law enforcement agencies is unknown

SIGNIFICANT ISSUES

Similar legislation such as the Stop Loud and Excessive Exhaust Pollution (SLEEP) Act in the state of New York amends the threshold for violations relating to mufflers and exhaust systems and requires police vehicles to be equipped with decibel readers and could negatively impact car dealerships, private businesses, and the aftermarket industry, making aftermarket exhaust systems illegal. Impacts to New Mexico's automotive industry could be taken into consideration.

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