

| | |
|-----------------------|-------|
| LFC Requester: | Hilla |
|-----------------------|-------|

AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov

(Analysis must be uploaded as a PDF)

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 1/17/2025 *Check all that apply:*
Bill Number: HB 88 Original Correction
 Amendment Substitute

Sponsor: Hochman-Vigil **Agency Name and Code:** Municipal League (ML)
Short Title: Electric Vehicle Charging Station Zoning Act **Number:** _____
Person Writing: Jacob Rowberry **Phone:** 505-992-3538 **Email:** jrowberry@nmml.org

SECTION II: FISCAL IMPACT

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

| | FY25 | FY26 | FY27 | 3 Year Total Cost | Recurring or Nonrecurring | Fund Affected |
|--------------|-------------|-------------|-------------|--------------------------|----------------------------------|----------------------|
| Total | Minimal | Minimal | Minimal | Minimal | Recurring | Municipalities |

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
 Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

House Bill 88 requires county and municipal zoning to make installation of electric vehicle charging stations a permitted use and creates an expedited permitting process for electric vehicle charging stations, setting a permit review timeline of 30 days. County and municipal zoning authorities must provide a checklist for a complete application for an electric vehicle charging station permit. HB88 also mandates electric vehicle charging stations to be counted as parking space for complying with minimum parking requirements.

FISCAL IMPLICATIONS

The fiscal impact to municipalities would likely be minimal. Municipalities may incur some

limited additional administrative and staff costs to administer the provisions of HB88.

SIGNIFICANT ISSUES

HB88 infringes on local permitting decisions. Permitting decisions should remain at the local level, given the significant differences in needs and local approaches across the state regarding infrastructure, including electric vehicle charging stations.

Municipalities currently enact ordinances and have local planning and zoning boards to manage permitting processes and decisions. These decisions are most appropriately left to individual local governments. Local government oversight of zoning and permitting of electronic vehicle charging stations, in alignment with other zoning and permitting processes, is important to properly mitigate potential safety risks.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

HB88 may impose some additional, limited administrative burden on municipalities, if they are required to create expedited permitting review processes for electric vehicle charging stations, as well as develop permit checklists.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS