

LFC Requester:

Noah Montano

### AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

#### SECTION I: GENERAL INFORMATION

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

Date Prepared: 2/6/2025

Check all that apply:

Bill Number: HB154

Original  Correction   
Amendment  Substitute

Sponsor: Rep. Martin R. Zamora

Agency Name and Code Number: 305 – New Mexico Department of Justice

Person Writing

Short Title: Bingo & Raffle Act Exemptions

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#### SECTION II: FISCAL IMPACT

##### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis ( ) indicate expenditure decreases)

##### REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(Parenthesis ( ) indicate revenue decreases)

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

	<b>FY25</b>	<b>FY26</b>	<b>FY27</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

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

**SECTION III: NARRATIVE**

*This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator’s request. The analysis does not represent any official policy or legal position of the NM Department of Justice.*

**BILL SUMMARY**

Synopsis:

Section 1: House Bill 154 (“HB154”) proposes a new subsection C under NMSA 1978, Section 60-2F-26 that would exempt raffles held for fundraising purposes by “service, educational, athletic or other extracurricular organizations” that are 1) tax-exempt under NMSA 1978 Section 7-2-4(B) or Section 7-2A-4(C) and 2) primarily serving youth under age 18, from the provisions of the New Mexico Bingo and Raffle Act, NMSA 1978, Sections 60-2F-1 to -26.

**FISCAL IMPLICATIONS**

N/A

**SIGNIFICANT ISSUES**

N/A

**PERFORMANCE IMPLICATIONS**

N/A

**ADMINISTRATIVE IMPLICATIONS**

N/A

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Relates to SB 259, which includes raffles for a charitable purpose in the definition of “solicitation” under the Charitable Solicitations Act, NMSA 1978, Section 57-22-1 to -11.

**TECHNICAL ISSUES**

N/A

**OTHER SUBSTANTIVE ISSUES**

HB154 appears to exempt raffles held for fundraising purposes for “service, educational, athletic,

or other extracurricular organizations,” but does not contain a definition of such organizations. The organizations the bill seeks to exempt may be included in the definition of “educational organization” in the New Mexico Bingo and Raffle Act, NMSA 1978, Section 60-2F-4(I), and under current law, educational organizations are generally subject to the provisions of the Act.

#### **ALTERNATIVES**

N/A

#### **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Status quo.

#### **AMENDMENTS**