

LFC Requester:	Felix Chavez
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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: 2/06/2025 *Check all that apply:*
Bill Number: HB 313 Original Correction
 Amendment Substitute

Sponsor: Rep. Linda Serrato **Agency Name and Code** 430 – Public Regulation Commission
Short Title: DIGITAL AGE VERIFICATION ACT **Number:** _____
Person Writing Ed Rilkoff
Phone: (505)490-2696 **Email** jerri.mares@prc.nm.gov

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)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(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:

HB 313 enhances consumer protection by requiring digital age verification. It applies to application stores, device manufacturers, and operating system providers. Devices include desktops, laptops, mobile phones and tablets.

Age Verification Requirements:

- Devices must estimate users' ages upon activation.
- Websites, apps, and online services must receive a digital signal indicating the user's age group.
- Parental consent is required for users under 16, with supervision tools provided.

Implementation Timeline:

- New devices must comply by the effective date of the act on January 1, 2026.
- Existing devices sold before January 1, 2026 must update within 90 days after the bill takes effect.

Enforcement:

- Violations are unfair and deceptive trade practices under the Unfair Practices Act.
- The NM Department of Justice handles rulemaking and enforcement.

FISCAL IMPLICATIONS

None, as the PRC regulates telecom carriers in New Mexico, while the bill applies to application stores, device manufacturers, and operating system providers.

SIGNIFICANT ISSUES

None for the PRC.

PERFORMANCE IMPLICATIONS

None.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

None