

LFC Requester:

Simon

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: 2/6/2025

Check all that apply:

Bill Number: HB 314Original Correction Amendment Substitute **Agency Name
and Code**Sponsor: Reps. Mejia and Hochman-VigilNumber: General Services Department - 350Short Title: REMOVAL OF MOTORPerson Writing: Christopher LeeTitle: VEHICLE HAZARDSPhone: 505-216-8837 Email: Christopher.lee@gsd.nm.gov**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

| Appropriation | | Recurring or Nonrecurring | Fund Affected |
|---------------|------|------------------------------|------------------|
| FY25 | FY26 | | |
| N/A | N/A | N/A | N/A |
| | | | |

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

| Estimated Revenue | | | Recurring or Nonrecurring | Fund Affected |
|-------------------|------|------|---------------------------------|------------------|
| FY25 | FY26 | FY27 | | |
| N/A | N/A | N/A | N/A | N/A |
| | | | | |

(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 | N/A | N/A | N/A | N/A | N/A | N/A |

(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:

HB314 revises NMSA 66-3-852 to allow law enforcement officers, department of transportation employees, or anyone acting under their direction, to remove a motor vehicle, vehicle, cargo or debris that is on a roadway or highway right of way in such a manner that constitutes it as an immediate public safety hazard.

FISCAL IMPLICATIONS

HB314 states that a state law enforcement officer, department of transportation employee, or anyone acting under the direction of the officer or employee, shall not be liable for any damage to the item(s) that caused the immediate public safety hazard. Since nothing set forth in HB314, as written, shall be deemed a waiver of the state's sovereign immunity under the Tort Claims Act, HB314 will have no fiscal impact on the General Services Department (GSD).

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS