

<b>LFC Requester:</b>	<b>Jeannae Leger</b>
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**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO**

**[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto: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:** 02/12/2025 *Check all that apply:*  
**Bill Number:** HB 358 Original  Correction   
 Amendment  Substitute

**Sponsor:** Randell Pettigrew **Agency Name and Code**  
**Short Title:** Interim Admin. Rules Oversight Committee **Number:** 760  
**Person Writing** Roberta Cohen  
**Phone:** 505-386-6873 **Email** Roberta.cohen@apb.nm.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
0	0	N/A	N/A

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
0	0	0	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
<b>Total</b>	0	0	0	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: HB 0358 establishes the Interim Administrative Rule Oversight Committee, a 12-member body appointed by legislative leaders from both the House and Senate. The committee is tasked with reviewing proposed executive agency rules, analyzing fiscal impacts, making recommendations, and ensuring compliance with legislative intent. The bill also mandates a fiscal impact statement for any proposed rule with an estimated cost exceeding \$1 million. A \$2 million appropriation is allocated to support the committee's operations.

#### **FISCAL IMPLICATIONS**

Increased oversight might require additional administrative work, potentially increasing costs for legal reviews and compliance measures. The bill does not directly allocate funding to the Parole Board, so any additional burden would likely need to be absorbed within its existing budget.

#### **SIGNIFICANT ISSUES**

The State Rules Act already comprehensively regulates how executive agencies make rules, and authorizing statutes often contain more specific directions on what rules must or may be adopted. It is not clear what goals would be achieved by the adoption of this bill.

#### **PERFORMANCE IMPLICATIONS**

Review may lead to delays in implementing new parole policies or updating procedural rules. The additional oversight could improve the quality of rules but might also limit the Board's flexibility in responding to emerging correctional issues. If new parole policies require lengthy approval, case processing times for parole hearings and eligibility determinations may be affected.

#### **ADMINISTRATIVE IMPLICATIONS**

The Parole Board must ensure compliance with enhanced reporting requirements, including justifying rule necessity, cost impact, and legal consistency. Additional staffing or legal expertise may be necessary to handle increased legislative scrutiny. Potential need for closer collaboration with the newly created committee to anticipate and address concerns before formal rule proposals.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

**None**

#### **TECHNICAL ISSUES**

**None**

#### **OTHER SUBSTANTIVE ISSUES**

**None**

#### **ALTERNATIVES**

**None**

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

Executive agencies will continue to follow the rulemaking procedures of the State Rules Act, their authorizing statutes, and their approved hearing rules, with the associated notice and comment requirements.

**AMENDMENTS**

**None**