

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: February 13, 2025

Check all that apply:

Bill Number: HB 367

Original X Correction
Amendment Substitute

Sponsor: Rep. Joseph L. Sanchez,
Rep. Tara L. Lujan, Rep.
Patricia Roybal Caballero,
Rep. Luis M. Terrazas, and
Rep. Jimmy G. Mason
and Jimmy G. Mason

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

Person Writing

Analysis: Eduardo Ugarte

Short Title: Add Days of Live Horse
Racing

Phone: 505-537-7676

Email: legisfir@nmag.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

There are several companion bills in this session: (1) SB328 Racetrack & Gaming Operator Licensing; (2) SB92 Horse Racing & Jockey Insurance Fund; and (3) Horse Racing Group, Gaming & Audits. Several of these bills amend the same Article of the NMSA: Chapter 60, Article 1A Horse Racing Act. Section 2 of SB323 states, pursuant to the federal Interstate Horseracing Act of 1978, the New Mexico horsemen's association established in 1966 is designated as the horsemen's group required by that act. Section 7 of SB328 removes references to New Mexico Horsemen's Association.

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: The bill amends the Horse Racing Act, Sections 60-1A and 60-2E NMSA.

Section 1 amends the definition of "race meet" in Section 60-1A-2(W) NMSA to mean a period of time in which a racetrack licensee is authorized *and does conduct* live racing on the racing grounds.

Section 2 adds new language to the Horse Racing Act which sets out the requirements for race meets and live racing days including the quantity and scheduling requirements.

Section 3 amends Subsection 60-2E-27 as follows: (1) defines the maximum days between live race days in Section 60-2E-27(B); and (2) defines the process for a licensee to avoid having their racetrack gaming operator's license voided if they don't meet the scheduling requirements in Section 60-2E-27(F).

FISCAL IMPLICATIONS

N/A

SIGNIFICANT ISSUES

None

PERFORMANCE IMPLICATIONS

None

ADMINISTRATIVE IMPLICATIONS

None

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

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This bill revises several parts of Section 60-2E-27 which were also extensively revised in SB328. A reconciliation between the two bills is recommended.

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

None

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo

AMENDMENTS

None yet