Noah Montano

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:	February 18, 2025	Check all that apply:		
Bill Number:	HB 443	Original X	Correction	
		Amendment	Substitute	

Sponsor:	Art De La Cruz & Antonio Maestas	Agency Name and Code Number:	Regulation & Licensing Department - 420		
Short	18 Year-Olds Delivering &	Person Writing		Phillip A. Sanchez	
Title:	Stocking Liquor	Phone: 505-263-	7150	Email Phillip.Sanchez2@rld.nm.g	

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropr	iation	Recurring	Fund Affected	
FY25	FY26	or Nonrecurring		
NA	NA	NA	NA	

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring	Fund
FY25	FY26	FY27	or Nonrecurring	Affected
NA	NA	NA	NA	NA

(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	1.5	NA	NA	1.5	Nonrecurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: HB 443 amends the Liquor Control Act (the Act) regarding the employment of minors by licensees.

- Currently, the Act only allows eighteen (18) year olds to make deliveries on behalf of their wholesaler employer if they have a New Mexico Commercial Driver's License (CDL).
- The Bill will eliminate the requirement that the eighteen (18) year old employed by the Wholesaler's License holder have a CDL.
- This will allow Wholesaler's License holders to employ eighteen (18) year olds without a CDL to make smaller deliveries to licensees and remain on the licensed premises while stocking the alcoholic beverages delivered.

FISCAL IMPLICATIONS

Based on previous rule makings by the Alcoholic Beverage Control Division (ABC) of the Regulation and Licensing Department (RLD), it will cost approximately \$1,500 to amend the rules necessary.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

ABC will need to amend its promulgated rules in order to allow for eighteen (18) year olds without a CDL to make deliveries on behalf of wholesalers to retail outlets and remain on the licensed premises while stocking the alcoholic beverages delivered.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Wholesaler's License holders will need to continue to employee either individuals who are twenty-one (21) years of age, or only minors who are at least eighteen (18) years of age who have a CDL to work as delivery drivers.

AMENDMENTS