

LFC Requester:	Julisa Rodriguez
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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: 2/20/2025 *Check all that apply:*
Bill Number: HB 469 Original Correction
 Amendment Substitute

Sponsor: Raymundo Lara **Agency Name and Code** 41700
Short Title: Border Authority & Director Requirements **Number:** _____
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
NO IMPACT	NO IMPACT		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
NO IMPACT	NO IMPACT	NO IMPACT		

(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	NO IMPACT	NO IMPACT	NO IMPACT			

(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:

HB469 amends the Border Development Act including cleaning up language for clarity and changing the composition of the board. Currently, there are seven members of the board including the Secretary of Economic Development Department, or their designee, who serves as chair, along with 6 members appointed by the Governor. HB 469 increases the board from 7 to 9 members and itemizes board including:

- Secretary of Economic Development
- Secretary of Transportation
- Three members appointment by the Governor, subject to senate confirmation
- A city councilor or mayor of a municipality within 20-miles of a port of entry, appointed by the Governor, subject to senate confirmation.
- A member of a county commission who's jurisdiction
- One member appointed by the Speaker of the House
- One member appointed by the Senate Pro Tempore

Additional advisory members may be invited to join the board including:

- New Mexico's two U.S Senators, or designees
- U.S Representative representing NM's second congressional district, or designee
- Chihuahua, Mexico, state governor or designee
- Sonora, Mexico, state governor or designee
- Person involved in business development in Mexico
- Additional members as deemed necessary by the authority

HB 469 changes the Secretary of Economic Development from being appointed chair automatically, to allow the voting members of the board to elect its chair and vice-chair, among voting members.

The bill also adds minimum qualifications for hiring the executive director for the authority and annual reporting requirements concerning status of projects to the Legislative Finance Committee. Additionally, the bill adds language to Border Project Fund provision, including language to establish terms and conditions for grants and loans to private persons for public projects.

FISCAL IMPLICATIONS

No fiscal impact

SIGNIFICANT ISSUES

Over the past six months, the New Mexico Border Authority (NMBA) has made significant progress toward completing capital outlay projects along the border. The agency has successfully

mobilized capital outlay funds, with three projects breaking ground and one study set to begin in the first quarter of 2025. Additionally, another study is expected to conclude by mid-2025. To further advance these initiatives, the NMBA has secured additional funding through EDD. Given the momentum gained during this period, making substantial changes to the structure of the board could disrupt progress and impact the agency's ability to maintain this forward trajectory.

PERFORMANCE IMPLICATIONS

The NMBA currently provides reports to the NM Finance Authority Oversight Committee regarding general border activities and annual budget requests. The new language requiring an annual report to LFC should provide additional information on specific project deliverables, specifically from border project fund expenditures.

ADMINISTRATIVE IMPLICATIONS

Aside from the additional reporting requirement, the changes to the board composition or the executive director's professional qualifications, will not require any additional administrative actions.

The proposed language removes the EDD Secretary as chair of the board and instead directs the board of directors to elect a chair from among the members. It is important to mention that the NMBA is administrative attached to EDD and this may cause concern to the department.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

This is an updated version of bills run in previous years including HB 295 (2018), HB 652 (2019) and HB 13 (2023).

TECHNICAL ISSUES

N/A

OTHER SUBSTANTIVE ISSUES

There is an Error in SECTION 2 letter D, where it refers to **Subsection B**, but it should correctly refer to **Subsection C**.

ALTERNATIVES

Maintain current Border Development Act provisions

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The New Mexico Border Authority (NMBA) will continue to provide leadership in the development of the state's international ports of entry, serving as the Governor's advisor and point of contact for those seeking opportunities at these ports. The NMBA will remain dedicated to facilitating new infrastructure and supporting activities that contribute to the growth of a

productive economy along the New Mexico border. This mission will continue to be carried out in southern Doña Ana County, Luna County, and Hidalgo County, promoting sustainable development and cross-border collaboration in these key regions. Additionally, the NMBA will continue to serve as the primary liaison for all Mexican affairs, engaging with federal, state, and municipal levels of government in Mexico to strengthen bilateral partnerships and advance mutual economic interests.

AMENDMENTS