

LFC Requester:

Rhea Serna

### 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: 2/25/2025

Check all that apply:

Bill Number: HB 483

Original  Correction   
Amendment  Substitute

Sponsor: Rep. John Block

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

Person Writing

Short Title: No Restrictions on Plastic Bag Use

Analysis: Esther Jamison

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
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
 Duplicates/Relates to Appropriation in the General Appropriation Act

**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: HB 483 would prohibit state and local governments from banning plastic bags at retail grocery stores.

- Subsection (A) provides definitions of “public body,” “local government” and “plastic grocery bag.”
- Subsection (B) prohibits a “public body” from “enact[ing], impos[ing] or continu[ing] in effect any law, ordinance, policy or rule that restricts a retail grocer’s use or provision of plastic grocery bags.”

**FISCAL IMPLICATIONS**

N/A

**SIGNIFICANT ISSUES**

N/A

**PERFORMANCE IMPLICATIONS**

N/A

**ADMINISTRATIVE IMPLICATIONS**

N/A

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

HB 482 conflicts in part with HB 392. HB 392 would prohibit, with several exceptions, the use of single-use plastic bags across all retail establishments, not just grocery stores. If passed, HB 482 would prevent the Legislature or any public body from banning plastic bags in grocery stores and so would effectively create another exception to HB 392’s plastic-bag ban for grocery stores, if both bills pass.

**TECHNICAL ISSUES**

N/A

**OTHER SUBSTANTIVE ISSUES**

N/A

**ALTERNATIVES**

N/A

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

If HB 392 doesn't pass, then the status quo. If HB 392 passes, then the consequences of HB 483 not passing will be that single-use plastic bags will be banned in accordance with HB 392.

**AMENDMENTS**

N/A