LFC Requester: Mercer-Garcia	LFC Requester:	Mercer-Garcia
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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: February 10, 2025 Check all that apply: **Bill Number:** SB59 Original Correction Amendment $\underline{\hspace{1cm}}$ Substitute $\overline{\hspace{1cm}}$

Agency Name

New Mexico Public School and Code Facilities Authority 940 Number:

Sponsor: Padilla and Chavez

Public Works Minimum Wage

Person Writing Mona Martinez

Short Definitions Title:

Phone: 505-468-0271 Email mmartinez@nmpsfa.org

SECTION II: FISCAL IMPACT

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total				NFI		

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: N/A

SECTION III: NARRATIVE

BILL SUMMARY

Substitute Synopsis:

The SB59 Substitute proposes to include "site of the project" as a defined term in the Public Works Act to mean the physical location of a public works project, including any off-site fabrication of heating, cooling, ventilation or exhaust duct systems (HVAC) that are part of a public works project.

The substitute removes the original bill's proposed definition of "off site fabricator."

Synopsis:

SB59 proposes to include off-site fabricator as a defined term in the Public Works Act to mean, a person who earns a wage to fabricate heating, cooling, ventilation or exhaust duct systems (HVAC Systems) that are part of a public works project or any other fabrication that is either a component or structure that is prefabricated to specifications for use in or on a public works project. Mechanics and off-site fabricators shall be paid to pursuant to the established wages and

benefits.

FISCAL IMPLICATIONS

Substitute

The PSFA analysis of the substitute bill does not alter from the analysis of the original bill.

Original

The financial implications of this legislation remain uncertain, as accurately assessing the fiscal effects on the Public School Capital Outlay Fund (PSCOF) proves challenging. This difficulty arises from the fact that the Public School Facilities Authority (PSFA) does not monitor the number of off-site fabricators involved in its HVAC components included in Standard or System-based projects. Consequently, the PSFA is unable to estimate the potential rise in costs linked to evaluating wage rates and benefits for off-site fabricators in future HVAC System projects.

SIGNIFICANT ISSUES

N/A

PERFORMANCE IMPLICATIONS

N/A

ADMINISTRATIVE IMPLICATIONS

N/A

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

N/A

TECHNICAL ISSUES

N/A

OTHER SUBSTANTIVE ISSUES

N/A

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

N/A

AMENDMENTS

N/A