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: Jan 31   *Check all that apply:*
Bill Number: SB200   Original ___   X   Correction ___
                                Amendment ___   Substitute ___

Sponsor: J. Block

Agency Name and Code Number: State Personnel Office 378

Short Title: State Holiday to Vote

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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	**FY26**		
None	None		

(Parenthesis ( ) indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	**FY26**	**FY27**		
None	None	None		

(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

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:
SB200 Amends Section 12-5-2 NMSA 1978 to add a state holiday to vote on the first Tuesday of November.

FISCAL IMPLICATIONS

The additional state holiday, while technically not increasing payroll, would make state employees unavailable to constituents and stakeholders for that day.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

SB200 adds an additional day off to the current 11 paid holidays to state employees to vote.

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

The proposed language would be better if simply used the "general election," that is how the NM election code denotes the federal elections in November.

In that vein, the NM election code also uses a term for "statewide elections" that include the: 1) general election, 2) primary election, 3) regular local election, and 4) an election to fill a vacancy for US Representative. You can expand this holiday to all of these elections by using the statewide election term. See NMSA 1978, Section 1-1-5.12.

OTHER SUBSTANTIVE ISSUES

The state provides its classified employees with admin leave to vote on election day.

1.7.7.14(C) NMAC states:

> "Employees who are registered voters may absent themselves from work for two hours for the purpose of voting between the time of the opening and the time of the closing of the polls. The employer may specify the hours during the period in which the voter may be absent. This leave is not available to employees whose workday begins more than two hours subsequent to the time of opening the polls or ends more than three hours prior to the time of closing the polls. This leave is only available for those elections listed in Subsection A of Sections 1-12-42 and 1-1-19 NMSA 1978 and does not apply to absentee

or early voting.

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS