

LFC Requester:

Emily Hilla

**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto: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:** 2/4/25 *Check all that apply:*  
**Bill Number:** SB254 Original  Correction   
 Amendment  Substitute

**Sponsor:** Sen. Padilla **Agency Name and Code Number:** HCA-630  
Cybersecurity Office Changes **Person Writing** Sean Curry and Tim Thackaberry  
**Short Title:** **Phone:** 505-946-8926 **Email:** Sean.Curry@hca.nm.gov or TimP.Thackaberry@hca.nm.gov

**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$0	\$0	-	-

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
\$0	\$0	\$0	-	-

(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>	\$0	\$0	\$0	\$0	-	-

(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:

SB254 amends the Cybersecurity Act to expand the scope of the Office of Cybersecurity's responsibility for IT infrastructure for all entities connected to a state-operated or state-owned telecommunications network, rather than only networks operated or owned by a state agency.

Changes membership of the Cybersecurity Advisory Committee, which has authority for hiring the Security Officer and advising on certain duties of the office.

Proposes to rename the Cybersecurity Office as the Office of Cybersecurity. Expands the authority of the office to include developing minimum cybersecurity controls for managing and protecting IT assets and infrastructure for all entities connected to a state-operated or owned telecommunications network.

Provides that the 13 (rather than 12) members of the Cybersecurity Advisory Committee shall include the following, all of whom must have experience with cybersecurity issues:

- Chair is the Security Officer or designee, who would become a voting member except in the case of votes about supervision, discipline or compensation of that officer (when the Secretary chairs)
- The Secretary of Information Technology
- A member appointed by the Chief Justice of the Supreme Court, to replace the principal IT staff person for the Administrative Office of the Courts
- A member of the Legislature appointed by Legislative Council, to replace the Director of Council Service
- The member appointed by the Secretary of Indian Affairs (no change)
- Two, rather than three, members appointed by the Chair of the NM Association of Counties to represent county governmental agencies; one of whom must represent a county other than Class A or Class B
- Two, rather than three, members appointed by the Chair of the Board of the NM Municipal League to represent municipal government agencies, only one of whom may represent a home rule municipality
- Four, rather than three, members appointed by the Governor, ~~whose appointment authority, however, is limited to appointing the following:~~
  - ~~1) an educator or employee of an educational institution;~~
  - ~~2) a health care provider or provider employee;~~
  - ~~3) employed by the Homeland Security and Emergency Management Department;~~
  - ~~4) a private sector cybersecurity expert or employee of such a business.~~
- Four, rather than three, members appointed by the Governor, **in consultation with the secretary of information technology and the state chief information security officer; provided that these members, individually and collectively, shall enable the committee to satisfy any federal or state cybersecurity grant funding requirements.**

#### **FISCAL IMPLICATIONS**

No fiscal impact for HCA.

(ITD invests more than \$850,000.00 per year into cybersecurity related software and services.)

**SIGNIFICANT ISSUES**

None for the HCA.

**PERFORMANCE IMPLICATIONS**

None for the HCA.

**ADMINISTRATIVE IMPLICATIONS**

SB254 does not require any IT system changes for HCA.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Relates to 2023 SB280 Cybersecurity Act

**TECHNICAL ISSUES**

It is assumed that the language in this bill referring to “all entities that are connected to a state-operated or state-owned telecommunications network” is intended to encompass all IT infrastructure operated by state government-affiliated bodies and not only executive branch agencies.

**OTHER SUBSTANTIVE ISSUES**

None for the HCA.

**ALTERNATIVES**

None for the HCA.

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

Status Quo.

**AMENDMENTS**

None.