

LFC Requester:

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: 2/21/2025 *Check all that apply:*
Bill Number: S399-341 Original Correction
 Amendment Substitute

Sponsor: Sen. Brantley
Sen. Ramos
Rep. Terrazas

Agency Name and Code DFA-341
Number: _____

Short Title: LOCAL GOV'T BORDER SUPPORT

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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
		Nonrecurring	

(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
Total		TBD	TBD	TBD		

(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:

Senate Bill 399 (SB399) establishes the Local Government Border Support Reimbursement Fund, administered by the Department of Finance and Administration (DFA).

- The fund will provide reimbursements to local governments for costs incurred due to state and federal border-related requests, including emergency medical services, law enforcement, specialized equipment, humanitarian efforts, illegal dumping, and participation in state and federal trafficking task forces.

FISCAL IMPLICATIONS

- The total appropriation amount is currently unspecified.
- Additional administrative costs will be incurred by DFA to establish the rule, administer the fund and manage the reimbursement process.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

- SB399 states that the DFA shall promulgate rules to administer this fund and will have the responsibility to issue reimbursements to local governments for border related expenses.
- However, without including an appropriation it is unclear the level of funding that will be available for this fund and therefore, estimate the additional operating budget impact required to reflect the staffing and administrative resources needed for DFA to oversee fund disbursement.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Relates to HB376.

TECHNICAL ISSUES

- SB399 states it is making an appropriation in the language however no appropriation is included in the bill.
- The lack of language defining eligible law enforcement agencies eligible for reimbursement could lead to delays and confusion for local government agencies.

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

- Local governments will continue to bear the financial burden of responding to border-related incidents without reimbursement.
- Increased strain on emergency services and law enforcement may impact overall public safety.

AMENDMENTS