

HOUSE COMMERCE AND ECONOMIC DEVELOPMENT  
COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 335

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

AN ACT

RELATING TO ADMINISTRATIVE PROCEDURES; ENACTING THE LICENSING  
TIME FRAMES TRANSPARENCY ACT; REQUIRING THE CONSTRUCTION  
INDUSTRIES DIVISION OF THE REGULATION AND LICENSING DEPARTMENT  
AND LOCAL AGENCIES WITH EXPRESSLY DELEGATED AUTHORITY FOR  
LICENSING AND PERMITTING TO PERIODICALLY PUBLISH A LIST OF THE  
TIME FRAMES IN WHICH BUILDING PERMITS OR OTHER REGULATORY  
APPROVALS HAVE BEEN FINALLY ACTED UPON OR HAVE REMAINED PENDING  
WITHOUT FINAL AGENCY ACTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. [NEW MATERIAL] SHORT TITLE.--This act may be  
cited as the "Licensing Time Frames Transparency Act".

SECTION 2. [NEW MATERIAL] DEFINITIONS.--As used in the  
Licensing Time Frames Transparency Act:

A. "agency" means the construction industries

1 division of the regulation and licensing department and any  
2 agency of a county, city or other local entity that has been  
3 expressly delegated the authority to issue a permission that  
4 otherwise would be issued by the construction industries  
5 division of the regulation and licensing department or any  
6 other entity that is processing land use permissions;

7 B. "application" means a written or electronic  
8 request received by an agency for a permission, regardless of  
9 application completeness;

10 C. "average pending time frame" means the sum of  
11 the total pending time frames for each type of permission  
12 divided by the total number of applications submitted for that  
13 type of permission for which final agency action has not been  
14 taken as of the end of the reporting period;

15 D. "average time frame" means the sum of the total  
16 time frames for all final agency actions on a type of  
17 permission occurring during the reporting period divided by the  
18 total number of final agency actions for that type of  
19 permission during the reporting period;

20 E. "final agency action" means the date on which an  
21 agency notifies an applicant of a decision granting or denying  
22 a permission;

23 F. "maximum pending time frame" means the highest  
24 total pending time frame for a type of permission;

25 G. "maximum time frame" means the highest total

1 time frame for a type of permission;

2 H. "median time frame" means the total time frame  
 3 for a type of permission lying at the midpoint of all total  
 4 time frames for that type of permission;

5 I. "permission" means any building permit as  
 6 defined by the regulation and licensing department; provided,  
 7 however, that "permission" does not include governmental  
 8 authorizations involving the management of educational,  
 9 charitable or penal institutions;

10 J. "reporting period" means the six-month period  
 11 for which an agency must submit information pursuant to the  
 12 Licensing Time Frames Transparency Act;

13 K. "total pending time frame" means the total  
 14 number of days after receipt of an application for a permission  
 15 for which final agency action has not been taken until the end  
 16 of the reporting period; and

17 L. "total time frame" means the total number of  
 18 days after receipt of an application for a permission until an  
 19 agency notifies the applicant of the final agency action on the  
 20 requested permission.

21 SECTION 3. [NEW MATERIAL] PUBLICATION OF LICENSING TIME  
 22 FRAMES INFORMATION.--On or before the last day of January and  
 23 July of each year, every agency shall submit the following  
 24 information for the previous six-month period to the regulation  
 25 and licensing department or other appropriate agency for

.230671.1

underscored material = new  
 [bracketed material] = delete

1 publication on the department's or other appropriate agency's  
2 website:

3 A. a list of each type of permission the agency is  
4 required or authorized to issue with a citation to the statute  
5 or rule under which that type of permission is required or  
6 authorized;

7 B. the number of final agency actions taken on each  
8 type of permission during the reporting period;

9 C. the average time frame, median time frame and  
10 maximum time frame for each type of permission during the  
11 reporting period;

12 D. the average pending time frame and maximum  
13 pending time frame for each type of permission;

14 E. the number of applications for each type of  
15 permission that were submitted prior to the end of the  
16 reporting period, but for which final agency action had not  
17 been taken as of the end of the reporting period; and

18 F. the total number of residential dwelling units  
19 permitted by the jurisdiction.

20 SECTION 4. EFFECTIVE DATE.--The effective date of the  
21 provisions of this act is January 1, 2026.