

LFC Requester: _____

**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:

Analysis.nmlegis.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}

Check all that apply:

Original Amendment
Updated Substitute

Date 1/30/2024

Bill No: SB 144

Sponsor: R. Gonzales
Short Title: LOCAL DWI GRANT
PROGRAM ADMINISTRATION

Agency Name and Code: DFA-Local Government Division:
341
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY24	FY25	FY26	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

Senate Bill 144 (SB144) increases the amount distributed from the Local DWI grant fund (“DWI Fund”) for the administration of the Local DWI grant program (DWI Program). Under the Local DWI Grant Program Act (Act), the Local Government Division (LGD) of the Department of Finance and Administration may expend up to six hundred thousand (\$600,000.00) to administer the DWI Program. SB144 increases the amount that may be expended for administration of the DWI Program to one million one hundred thousand (\$1,100,000.00).

The effective date of the bill is July 1, 2024.

FISCAL IMPLICATIONS

SB144 increases the amount allowed to be expended for the administration of DWI Program from \$600,000.00 to \$1,100,000.00.

SIGNIFICANT ISSUES

SB144 does not change the total percentage of the liquor excise tax distributed to the DWI Fund and does not impact the general fund. SB144 merely increases the amount that may be expended by LGD to administer the DWI Program from 2.6% to 5% of the liquor excise tax revenue distributed to the DWI Fund. The DWI Fund revenue receives a distribution of 45% of the liquor excise tax revenues.

The total amount allowed to be expended by LGD for the administration of the DWI Program under the Act has remained the same since 2003, despite the increase of LGD’s oversight responsibilities. For example, the liquor excise tax revenue has more than doubled from approximately \$11 million in fiscal year 2003 to an estimate of \$22.8 million in fiscal year 2025.

With \$600,000.00 as the current total amount allowed to be expended by LGD for the administration of the DWI Program, LGD is unable to fill all six FTE positions, associated costs and evaluation services which are necessary for the successful execution of the DWI Program.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

An increase to the total amount allowed to be expended for the administration of the DWI Program will result in all FTE positions being funded and filled; thereby allowing all 33 county DWI programs to receive adequate support, including additional technical assistance, timely reimbursements, and improved evaluation processes.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS