

<b>LFC Requester:</b>	<b>Julisa Rodriguez</b>
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**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:** January 27, 2025 *Check all that apply:*  
**Bill Number:** SB 109 Original  Correction   
 Amendment  Substitute

**Sponsor:** Sen. William P. Soules **Agency Name and Code:** 430 – Public Regulation Commission  
**Short Title:** PRC & SUPPORTING AGENCY **Number:** \_\_\_\_\_  
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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(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
<b>Total</b>						

(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: SB 109 proposes to amend the Public Regulation Commission Act, NMSA 1978, §§ 62-19-1 to -24 (1998, as amended through 2023). Many of these changes involve distinguishing between the three-member Commission itself and the “agency,” which would be defined as the institution and staff supporting the Commission. The bill proposes to amend the Act by identifying the tasks that would be carried out by the Commission itself and those handled by agency staff.

SB 109 also proposes amendments to the Act that would generally provide the Commission with more flexibility in carrying out its statutory responsibilities. For instance, the bill would replace the current language requiring the Commission to divide itself into certain organizational units with other language *allowing* it to do so. Similarly, other amendments would allow, but not require, certain divisions within the agency to carry out specific tasks. Other amendments would clarify the Chief of Staff’s role in supervising and directing staff on a day-to-day basis, revise Section 62-19-23 by allowing two commissioners to confer with one another in certain circumstances outside of a meeting, and simplify the statutory provision governing the Commission’s rulemaking process by incorporating a specific reference to the State Rules Act, NMSA 1978, §§ 14-4-1 to -11 (1967, as amended through 2017).

#### **FISCAL IMPLICATIONS**

N/A

#### **SIGNIFICANT ISSUES**

N/A

#### **PERFORMANCE IMPLICATIONS**

N/A

#### **ADMINISTRATIVE IMPLICATIONS**

N/A

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None noted.

#### **TECHNICAL ISSUES**

None noted.

#### **OTHER SUBSTANTIVE ISSUES**

None

#### **ALTERNATIVES**

N/A.

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

Status quo.

**AMENDMENTS**

N/A