

LFC Requester:

Ruby Ann Esquibel

## AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

### SECTION I: GENERAL INFORMATION

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

**Date Prepared:** 1/20/2026

*Check all that apply:*

**Bill Number:** HB 35

Original X

Correction     

Amendment     

Substitute     

**Sponsor:** Rep. Sarah Silva

**Agency Name and** 305 – New Mexico

**Code Number:** Department of Justice

**Person Writing**

**Analysis:** Douglas Wilber

**Short** LOBBYING ACTIVITY

**Title:** REPORTS

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### SECTION II: FISCAL IMPACT

#### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		

(Parenthesis ( ) indicate expenditure decreases)

#### REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		

(Parenthesis ( ) indicate revenue decreases)

#### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY26	FY27	FY28	3 Year	Recurring or	Fund
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				<b>Total Cost</b>	<b>Nonrecurring</b>	<b>Affected</b>
<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**

*This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator's request. The analysis does not represent any official policy or legal position of the NM Department of Justice.*

### **BILL SUMMARY**

#### **Synopsis:**

Section One of the Bill creates a new section of the Lobbyist Regulation Act (Act) requiring a lobbyist or their employer who is required to file an expenditure report or registration statement to also file a lobbying activity report with the Secretary of State filed within forty-eight hours after commencing lobbying activity detailing: 1) the specific legislation lobbied; 2) the lobbyist's and their employer's position on the legislation and whether it changed; and 3) the name of the lobbyist's employer that lobbied on the legislation (either directly or through the lobbyist). Section One additionally requires the lobbying activity report for each piece of legislation to be included or linked to the Legislature's website for that piece of legislation.

Section Two of the Bill amends NMSA 1978, Section 2-11-7 to add the new lobbying activity reports to the provision of the Act requiring that the Secretary of State publish reports filed by lobbyists under the Act.

Section Three of the Bill sets an effective date of January 1, 2027.

### **FISCAL IMPLICATIONS**

None.

### **SIGNIFICANT ISSUES**

A previous version of this bill introduced in 2025 as HB 143 included a provision requiring a new report each time a lobbyist's position changed. This bill does not include that provision, but this may leave some confusion. It is unlikely that a lobbyist would change their position within 48 hours of commencing lobbying, but unless a subsequent report is filed, disclosing the lobbying report on the legislation's web page would not capture this. As written, the bill does not clearly address how or if changes of position should be reported after the initial report.

### **PERFORMANCE IMPLICATIONS**

None.

### **ADMINISTRATIVE IMPLICATIONS**

None.

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

None.

### **TECHNICAL ISSUES**

None.

**OTHER SUBSTANTIVE ISSUES**

None.

**ALTERNATIVES**

None.

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

Status quo.

**AMENDMENTS**

None.