

LFC Requester:**Esquibel, RubyAnn****AGENCY BILL ANALYSIS - 2026 REGULAR SESSION****WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO****[AgencyAnalysis.nmlegis.gov](https://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:** 1/15/2026*Check all that apply:***Bill Number:** HB 35Original ☒ Correction ☐Amendment ☐ Substitute ☐**Agency Name and Code****Number:**

Secretary of State - 370

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REPORTS**Phone:** 505-479-2626**Email:** lindsey.bachman@sos.nm.gov**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 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****Synopsis:**

House Bill 35 creates a new section to the Lobbyist Reporting Act that would require lobbyists to file a “lobbying activity report” or reports with the Secretary of State’s Office (SOS) that discloses the lobbyist's or lobbyist's employer's lobbying activity on legislation, including any lobbying on the development of legislation prior to its introduction. This lobbying activity report is in addition to the registration statement and the expenditure report currently required by the Lobbyist Reporting Act.

If passed, the lobbying activity report would include specific legislation lobbied; lobbyist's or lobbyist's employer’s support, opposition or other position taken on the legislation; and the name of the lobbyist's employer that lobbied on the legislation, either directly or through the registered lobbyist.

The lobbying activity report shall be filed in a format as prescribed by rule of the secretary of state within forty-eight hours of commencement of the lobbying activity, and the filed report shall be accessible via a link on legislature’s website for that piece of specific legislation.

The bill requires the archival of and public access to lobbyist activity reports for ten years after filing.

HB 35 includes an effective date of January 1, 2027.

FISCAL IMPLICATIONS

HB 35 creates a new reporting requirement for lobbyists that would be filed electronically with the SOS. If passed, these technical requirements could be incorporated in the scoping and development of a new ethics e-file system that is already underway.

If passed, the SOS will have additional administration duties associated with system maintenance, education and compliance. The full funding of the SOS’s budget request is necessary to keep up with the volume of work associated with all of the statutory duties supported by the office.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

The SOS appreciates the delayed effective date included in the bill of January 1, 2027. This should allow for the secure and successful implementation of HB 35's provisions.

ADMINISTRATIVE IMPLICATIONS

The implementation of a link on the legislature's website to a specific report filed by a lobbyist would require new, ongoing coordination with Legislative Council Services, as the SOS does not maintain the nmlegis.gov website.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The Secretary of State's Office will continue to administer lobbyist ethics filings in accordance with state statute.

AMENDMENTS