

LFC Requester:

Julisa Rodriguez

**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](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:** 1/21/26*Check all that apply:***Bill Number:** HB 70Original ☒ Correction ☐Amendment ☐ Substitute ☐**Sponsor:** Rep. Kristina Ortez**Agency Name  
and Code**430 – Public Regulation  
Commission**Short** PRC Support Agency**Number:****Person Writing** Jacqueline Ortiz**Title:** \_\_\_\_\_**Phone:** (505)490-2696**Email** jerri.mares@prc.nm.gov**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		

**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
<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: HB 70 (i) makes changes to the Public Regulation Commission Act and other related acts to make clarifying and cleanup changes, distinguishing between the three-member Commission itself and the “agency”; (ii) creates a utility oversight fund; (iii) redirects collected fees to the newly established fund, and (iv) clarifies that the Public Regulation Commission (“PRC”) shall enforce the collection of fees.

Specifically, 62-8-9 would be amended to credit a newly created utility oversight fund with all fees and money collected.

Several sections are amended to clarify that the PRC is the agency with the power to enforce the Commission’s order in district court.

The bill seeks to create the Utility Oversight Fund to be administered by the PRC and subject to the appropriation by the legislature to carry out the agency’s duties.

HB 70 would also amend Section 62-19-6 to clarify the amount of ethics training a commissioner is required to complete.

Section 62-19-8 is amended to require Commissioners and employees of the agency to comply with the provisions of the Gift Act.

Section 62-19-9 clarifies the permissive and required duties of the commission.

Section 62-19-21 aligns commission rulemaking procedures with the State Rules Act.

HB 70 also seeks to create a new section which would delineate the required and allowable duties and responsibilities of the agency’s chief of staff.

#### **FISCAL IMPLICATIONS**

The revenue from the utility oversight and inspection fees which are currently collected will be credited to the newly created Utility Oversight Fund, ensuring the PRC has the financial resources to support the agency’s operating budget and its growing regulatory activities.

#### **SIGNIFICANT ISSUES**

None.

#### **PERFORMANCE IMPLICATIONS**

N/A

#### **ADMINISTRATIVE IMPLICATIONS**

N/A

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

None noted.

**TECHNICAL ISSUES**

None.

**OTHER SUBSTANTIVE ISSUES**

None.

**ALTERNATIVES**

None.

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

Status quo.

**AMENDMENTS**

None.