

LFC Requester: _____

**AGENCY BILL ANALYSIS
2026 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:

AgencyAnalysis.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** _____
Correction _____ **Substitute** _____

Date Jan. 27, 2026
Bill No: HB 134-280

Sponsor: Yanira Gurrola and Joy Garratt

Agency Name and Code LOPD-280
Number: _____

Short Title: UNLAWFUL INSTALL OF
GPS SYSTEM

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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 Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	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: This bill would create the crime of “unlawful installation of a global positioning system.” (GPS). The crime would be classified as a petty misdemeanor. The bill outlaws the placement of a GPS in order to “track the location of another person without that person's knowledge, consent or permission.” The bill defines “global positioning system” very broadly, encompassing virtually all technologies used to track and report locations.

FISCAL IMPLICATIONS

Probably minimal, but hard to estimate accurately. This is a new crime, so it is difficult to estimate how often it may be charged. It is a petty misdemeanor, which is punishable by up to six months jail time and a fine of up to \$500 (NMSA sec. 31-19-1(B)).

SIGNIFICANT ISSUES

The bill is written very broadly and appears to apply to many actions that might typically be considered lawful. The bill applies to a person placing a GPS on the person’s own property in order to track another. It is uncertain how this would apply to a person placing a locating device in their own automobile if another person uses it. For example, it appears that the placement of a “LoJack” system, with the intent of tracking auto thieves, would be a violation if done without the thief’s “knowledge consent, or permission.” It could also be a violation if a parent placed a GPS system in their own car to track their teen child’s use of the car. The bill also does not address the very complicated and potentially contentious issue of joint property.

Critically, the bill does not require that the placement of the tracking system be done with any malicious intent, possibly implicating a wide range of commercial uses of tracking technology – this may or may not be the intent of the drafters.

PERFORMANCE IMPLICATIONS

None.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

Analyst is unaware whether this legislation is germane under Art. IV, Section 5. It is not a budget bill and analyst is unaware that it has been drawn pursuant to a special message of the Governor.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

None.