

LFC Requester: _____

AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO
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: _____ *Check all that apply:*
Bill Number: HB151 Original Correction
 Amendment Substitute

Sponsor: M Anaya **Agency Name and Code** CYFD - 690
Short Title: CHILDHOOD SEXUAL ABUSE TIME LIMITATIONS **Number:** _____
Person Writing Kathleen Hardy
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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
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 expands the statute of limitations for civil actions based on childhood sexual abuse, allowing claims to be filed until a victim's fifty-eighth (58th) birthday or within three (3) years of first disclosure to a licensed medical or mental health provider. The bill establishes this provision as the sole statutory or procedural limitation for such claims, applicable regardless of whether defendant is a public or private entity. The bill retroactively revives all childhood sexual abuse claims that were barred on or before July 1, 2026, allowing those actions to be filed no later at any time before June 30, 2029

FISCAL IMPLICATIONS

There is no appropriation contained within this bill. Fiscal implications to CYFD as a result of this expanded period of time to file suit cannot be absorbed by existing resources.

SIGNIFICANT ISSUES

This bill substantially increases CYFD's exposure to litigation by allowing individuals to litigate historical claims while limiting CYFD's ability to rely on procedural protections traditionally afforded to public entities. This bill will require CYFD to retain all documentation of sexual abuse investigations for an additional 39 years past the current retention requirement of 19 years from subject's date of birth (1.21.2.801(C) NMAC), may require CYFD to retain all uninvestigated allegations of sexual abuse for an additional 56 years past the current retention requirement of 2 years from date of processing (1.21.2.107(C) NMAC), and opens CYFD up to allegations of spoliation of evidence for past adherence to the disposition regulations.

PERFORMANCE IMPLICATIONS

CYFD has no performance measures concerning this bill.

ADMINISTRATIVE IMPLICATIONS

This bill will require CYFD to retain all documentation of sexual abuse investigations for an additional 39 years past the current retention requirement of 19 years from subject's date of birth (1.21.2.801(C) NMAC), and may require CYFD to retain all uninvestigated allegations of sexual abuse for an additional 56 years past the current retention requirement of 2 years from date of processing (1.21.2.107(C) NMAC). CYFD cannot absorb the storage costs associated with these records with existing resources.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None identified.

TECHNICAL ISSUES

None identified.

OTHER SUBSTANTIVE ISSUES

None identified.

ALTERNATIVES

None proposed.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

None proposed.