

**LFC Requester:** \_\_\_\_\_

**AGENCY BILL ANALYSIS**

**SECTION I: GENERAL INFORMATION**

*Check all that apply:*  
**Original**     X  **Amendment**    \_\_\_\_\_  
**Correction**    \_\_\_\_\_ **Substitute**    \_\_\_\_\_

**Date**  1/29/2026   
**Bill No:**  HM 6

**Sponsor:**  Rep. Patricia Roybal Caballero   
**Short**     Private Equity Infrastructure   
              Ownership

**Agency Name and Code**            EMNRD 521  
**Number:** \_\_\_\_\_  
**Person Writing**             Ben Bajema   
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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 Expenditure 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**

**Synopsis:** HM6 directs the Legislative Finance Committee to convene relevant state agencies to study the impacts of private equity ownership and control of essential utilities and other critical infrastructure in New Mexico. The memorial details how utilities and other essential services in New Mexico are foundational to public health, safety, and economic stability, operate as regulated monopolies, and rely on long-term investment and public support. HM6 raises concerns about private equity ownership, citing research linking private equity practices to multiple adverse outcomes for consumers.

The study must be completed by December 1, 2026, with findings and policy recommendations presented to state leadership and relevant agencies.

### **FISCAL IMPLICATIONS**

None for EMNRD.

### **SIGNIFICANT ISSUES**

Currently, HM6 directs the LFC to consult with experts from state agencies including NMFA, the PRC, Attorney General, State Investment Council, Economic Development Department, Workforce Solution Department, Public Education department and the Health Care Authority. As the state energy office, EMNRD believes that the study committee and resulting study would benefit from EMNRD's participation and ask to be included in any committee or working group created as a result of this memorial. Through the Office of Regulatory Affairs (ORA), EMNRD is uniquely positioned to provide insight and analysis on the impacts and benefits of various ownership structures on both essential public utilities and their customers.

### **PERFORMANCE IMPLICATIONS**

None for EMNRD.

### **ADMINISTRATIVE IMPLICATIONS**

None for EMNRD.

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

Both HM6 and SM9 are seeking to address the same issue of increased interest in New Mexico by large private equity firms and the impacts that will have on the state. The reports called for by both memorials could be combined into a single, comprehensive report to avoid duplicate efforts and use of resources.

### **TECHNICAL ISSUES**

### **OTHER SUBSTANTIVE ISSUES**

## **ALTERNATIVES**

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

The Legislative Finance Committee will not study the implications of private equity ownership of essential public services and infrastructure.

## **AMENDMENTS**