

LFC Requester:	
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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: 1/26/2026 *Check all that apply:*
Bill Number: SB 86 Original Correction
 Amendment Substitute

Sponsor: <u>Crystal Brantley and Andrea Reeb</u>	Agency Name and Code Number: <u>Administrative Office of the District Attorneys 264</u>
Short Title: <u>Telephone Crimes</u>	Person Writing: <u>Troy J. Davis</u>
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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: Senate Bill 86 amends 30-20-12 NMSA to update Use of Telephone, Terrify, Intimidate, Threaten, Harass, Annoy or Offend. Senate 86 changes telephone throughout the statute and replace it with electronic communication. SB 86 defines “electronic communication” and includes text messaging and social media to be as broad as possible as to electronic communications.

FISCAL IMPLICATIONS

None

SIGNIFICANT ISSUES

The New Mexico Supreme Court recently rule that text messages on a phone is not telephone harassment. This amendment would fix that loop hole.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

None

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

House Bill 58

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

A need update to evolving technology of electronic communication.