

LFC Requester:

Ginger Anderson

**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:

Analysis.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 January 30, 2024

Bill No: HB276

Sponsor: Representative Joshua Hernandez
Short Title: Cannabis and Liquor Establishment Activities

Agency Name and Code Number: Regulation and Licensing Department - 420
Person Writing: Robert Sachs
Phone: 5059488609 **Email:** Robert.Sachs@rld.nm.

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
N/A	N/A		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		
N/A	N/A	N/A		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY24	FY25	FY26	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	N/A	N/A	N/A	N/A		

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: HB128; Sen. Judiciary Comm. Sub. for SB6

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: HB276 removes language prohibiting licensed cannabis activity from taking place at a premise provided that the premise is also licensed pursuant to the Liquor Control Act. It then adds language that prohibits retail sale of alcoholic beverages at licensed cannabis locations.

FISCAL IMPLICATIONS

No fiscal impact is anticipated for the Regulation and Licensing Department (RLD).

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

HB276 duplicates the intent of similar language found in SB6 [see Senate Judiciary Committee Substitute for SB6 (SJCSUBSB6)]and HB128. However, both SJCSUBSB6 and HB128 take a different strategy by specifying that all licensed liquor activity, beyond retail activities, are prohibited on any premise that is licensed for cannabis. Additionally, both SJCSUBSB6 and HB128 specify explicitly that natural persons who hold a liquor license can also hold a cannabis license, provided that the two licensed activities do not happen on the same premises.

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS