

LFC Requester:

Marty Daly

AGENCY BILL ANALYSIS
2024 REGULAR SESSION

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 X

Date Prepared: 1/31/2024

Bill No: SJC SB 6

Sponsor: Katy M. Duhigg, Andrea Romero, SJC Substitute

Short Title: Cannabis Regulation Changes

Agency Name and Code Number: 305 - New Mexico Department of Justice

Person Writing Analysis: Greer Staley

Phone: 505-537-7676

Email: legisfir@nmag.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Table with 4 columns: Appropriation (FY24, FY25), Recurring or Nonrecurring, Fund Affected.

(Parenthesis ( ) Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Table with 5 columns: Estimated Revenue (FY24, FY25, FY26), Recurring or Nonrecurring, Fund Affected.

(Parenthesis ( ) Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	<b>FY24</b>	<b>FY25</b>	<b>FY26</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<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**

*This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator’s request. The analysis does not represent any official policy or legal position of the NM Department of Justice.*

**BILL SUMMARY**

Synopsis:

SJC SB 6 proposes a new Section to the Cannabis Regulation Act prohibiting drive-up windows at cannabis retail establishments.

SJC SB 6 adds proposed §26-2C-28(B) that states that trafficking cannabis products only applies to quantities more than fifteen ounces of cannabis flower, one hundred twenty grams of concentrate or six grams of edibles.

SJC SB 6 splits the proposed language in SB6 proposed §26-2C-28(E) into two sections, proposed §26-2C-28(F) and (G). This clarifies the forfeiture provision by making it its own section (G) and streamlining the language.

SJC SB 6 removes the proposed section in SB 6 entitled “Enforcement – Embargo and Recall, Seizure and Condemnation – Procedures – Penalties.” The removed proposed SB 6 section related to inspections, and seizure of products by inspectors and law enforcement.

**FISCAL IMPLICATIONS**

N/A

**SIGNIFICANT ISSUES**

N/A

**PERFORMANCE IMPLICATIONS**

N/A

**ADMINISTRATIVE IMPLICATIONS**

N/A

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

- HB 63 Cannabis School Use Prevention Resource Act
- HB 64 Cannabis Packaging Requirements
- HB 65 Cannabis Crime Reasonable Suspicion
- HB 66 Cannabis in Delinquency Act

HB 128 Cannabis Regulation Changes  
HB 226 Cannabis Licensure Background Checks  
HB 239 Cannabis as Prison Contraband  
HB 276 Cannabis and Liquor Establishment Activities

**TECHNICAL ISSUES**

N/A

**OTHER SUBSTANTIVE ISSUES**

N/A

**ALTERNATIVES**

N/A

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

Status Quo

**AMENDMENTS**

N/A