

<b>LFC Requester:</b>	<b>Randall Souderquist</b>
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**AGENCY BILL ANALYSIS  
2013 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:**

**LFC@NMLEGIS.GOV**

*And*

**DFA@STATE.NM.US**

*{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}*

**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** 03/04/13  
**Bill No:** HB 194(CS)--305

**Sponsor:** Business and Industry  
**Short**    Amend Motor Carrier Law Act  
**Title:**    \_\_\_\_\_

**Reviewing**    Attorney General's Office  
**Person Writing**    Scott Fuqua  
**Phone:** 827-6920    **Email** sfuqua@nmag.gov

**SECTION II: FISCAL IMPACT \*\*\*\*FOR LFC OFFICIAL PURPOSES\*\*\*\***  
**AGO STAFF SHOULD LEAVE SHADED AREAS BLANK**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY13	FY14		

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation Act

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY13	FY14	FY15		

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates, Relates to, Conflicts with, Companion to

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY13</b>	<b>FY14</b>	<b>FY15</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

**SECTION III: NARRATIVE**

This analysis is neither a formal Attorney General's Opinion nor an Attorney General's Advisory Opinion Letter. This is a staff analysis in response to the agency's committee's or legislator's request.

**BILL SUMMARY**

Summary Synopsis: See analysis prepared on HB 194 as originally drafted.

**FISCAL IMPLICATIONS WITH ENACTING THIS BILL**

None.

**SIGNIFICANT LEGAL ISSUES**

See analysis prepared on HB 194 as originally drafted, though the ambiguity created by Section 23 of that bill, amending NMSA 1978, § 65-2A-27 has been remedied by Section 25 of the committee substitute. The bill remains unwieldy, and the practice of defining terms for purposes of the Motor Carrier Act that already carry legal significance could result in confusion in the application of the Act.

**PERFORMANCE IMPLICATIONS WITH ENACTING THIS BILL**

None.

**ADMINISTRATIVE IMPLICATIONS WITH ENACTING THIS BILL**

None.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP WITH BILLS  
INTRODUCED THIS SESSION**

None.

**TECHNICAL ISSUES OR DRAFTING ERROR**

None.

**OTHER SUBSTANTIVE LEGAL ISSUES**

None.

**ALTERNATIVES TO ENACTING THIS BILL**

Status quo.

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

Status quo.

**AMENDMENTS NEEDED TO IMPROVE THIS BILL**