

LFC Requester:	Theresa Rogers
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**AGENCY BILL ANALYSIS
2015 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	<input checked="" type="checkbox"/>	Amendment	<input type="checkbox"/>	Date	<u>02/3/16</u>
Correction	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Bill No:	<u>HB 305</u>

Sponsor:	<u>John L. Zimmerman, Alonzo Baldonado</u>	Agency Code:	<u>264 (AODA)</u>
Short Title:	<u>Additional Felonies for Prison Earned Time</u>	Person Writing	<u>Mary Lynne Newell</u>
		Phone:	<u>575-313-6890</u>
		Email	<u>mnewell@da.state.nm.us</u>

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY15	FY16		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY15	FY16	FY17		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

FY15	FY16	FY17	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected

Total						
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(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: This bill will move serious youthful offenders who had committed first degree murder into the most restricted category for earned meritorious deductions while in prison. It also adds, into this category, the offenses of homicide or great bodily harm by vehicle while under the influence of intoxicating liquor or drugs and injury to pregnant woman by vehicle, as well as first, second and third degree abuse of a child, as provided in Section 30-6-1 NMSA 1978, that does not result in death or great bodily harm.

It removes third degree homicide by vehicle or great bodily harm by vehicle, as provided in Section 66-8-101 NMSA 1978 as one of these category offenses.

FISCAL IMPLICATIONS

It is unknown how much this proposed bill would impact the allocation of resources, and hence the budgets, of the District Attorneys' Offices in prosecuting these cases, more than these proceedings do, already. Certainly there will be more resistance to pleading to these offenses, and more trials or longer litigation prior to resolution will result, thus costing more in time and budget to the DA Offices.

SIGNIFICANT ISSUES

Unknown impact on time and budget for prosecutors' offices as defendants and their attorneys increase their resistance to resolution of these cases without a trial.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS