

<b>LFC Requester:</b>	<b>Eric Chenier</b>
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**AGENCY BILL ANALYSIS  
2016 REGULAR SESSION**

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

[LFC@NMLEGIS.GOV](mailto:LFC@NMLEGIS.GOV)

*and*

[DFA@STATE.NM.US](mailto: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: Date 01/21/2016  
**Original**     **Amendment**    \_\_\_\_\_ **Bill No:** SB113  
**Correction**    \_\_\_\_\_ **Substitute**    \_\_\_\_\_

**Sponsor:** Mary Kay Papen                      **Agency Code:** 264 (AODA)  
**Short**            Assisted Outpatient Treatment    **Person Writing**            Mary Lynne Newell  
**Title:**            Act    **Phone:** 5753136890    **Email** [starlight@gilanet.com](mailto:starlight@gilanet.com)

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY16	FY17		

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY16	FY17	FY18		

(Parenthesis ( ) Indicate Expenditure Decreases)

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

	<b>FY16</b>	<b>FY17</b>	<b>FY18</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**

**BILL SUMMARY**

Synopsis: This bill will set up a method for obtaining treatment guardianship of individuals with certain mental health disabilities, who will benefit from outpatient treatment including mandated medication.

**FISCAL IMPLICATIONS**

None for the District Attorneys.

**SIGNIFICANT ISSUES**

Many crimes are linked to chronic mental health issues of the individual. Often prosecutors deal with the cycle of the mentally ill committing a crime, being treated and stabilized, return home and within months stop taking their medications that leads to a deterioration of mental health and a new crime is committed. This cycle repeats continuously and imprisonment is often not a lawful or reasonable solution. The appointment of treatment guardians of the mentally ill may help prevent crimes that are linked to the mentally ill getting off of their medications and other treatments necessary to sustain their optimum mental health status. A treatment guardian may also aid the prosecutors and courts by providing otherwise useful information and recommendations that may otherwise not be available.

**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**