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FISCAL IMPACT REPORT

SPONSOR: Sanchez, M DATE TYPED: 2/2/01 HB _____
 SHORT TITLE: Repeal Cohabitation Law SB 95
 ANALYST: Rael

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY01	FY02	FY01	FY02		
No Fiscal Impact					

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

Administrative Office of the Courts (AOC)
 Administrative Office of the District Attorney (AODA)

SUMMARY

Synopsis of Bill

This bill repeals Section 30-10-2, NMSA which makes cohabitation unlawful.

FISCAL IMPLICATIONS

No fiscal impact.

ADMINISTRATIVE IMPLICATIONS

Although this law is still on the books, district attorneys and police officers rarely charge anyone with this law. However, private citizens can file criminal misdemeanor complaints and have done so in the recent past. After criminal complaints are filed, the district attorney can dismiss the complaint. This bill will repeal the law; thus, private citizens will no longer be able to file complaints based on cohabitation.

Few criminal misdemeanor cohabitation cases are filed. Therefore, repealing this law will have minimal fiscal and administrative implications. Reducing the number of cases filed correlates to a decrease in time spent by the judiciary and clerks processing these cases.

FAR/njw