LFC Requester: Rachel Mercer-Garcia
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# **AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

## WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov

(Analysis must be uploaded as a PDF)

## **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 Prepared**: February 5, 2025 **Bill Number:** HB 39a Original Correction Amendment X Substitute **Agency Name** and Code Number: NM Sentencing Commission – 354 **Sponsor:** Cates Juvenile Record in Firearm **Person Writing** Keri Thiel **Short Background Checks** Phone: 505-259-8763 Email kthiel@unm.edu Title: **SECTION II: FISCAL IMPACT APPROPRIATION (dollars in thousands) Appropriation** Fund Recurring or Nonrecurring Affected **FY25 FY26** (Parenthesis ( ) indicate expenditure decreases) **REVENUE** (dollars in thousands) Recurring **Estimated Revenue** Fund Affected **FY25 FY26 FY27 Nonrecurring** (Parenthesis () indicate revenue decreases) **ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)** 3 Year Recurring or Fund

**FY27** 

**Total Cost** 

Nonrecurring

Affected

(Parenthesis ( ) Indicate Expenditure Decreases)

**Total** 

**FY25** 

**FY26** 

Duplicates/Conflicts with/Companion to/Relates to: Duplicates/Relates to Appropriation in the General Appropriation Act

# **SECTION III: NARRATIVE**

### **BILL SUMMARY**

## Synopsis:

The HCPAC amendment to HB 39 modifies its proposed change to Section 32A-2-26 NMSA 1978, regarding the sealing of records, to specify that the availability of juvenile records may be subject to provisions to the contrary.

The amended bill also includes changes to Section 32A-2-18 NMSA 1978, regarding whether judgments against juveniles are admissible in other court proceedings, to include that a judgment resulting in a juvenile disposition that would disqualify the juvenile from later possessing a gun under HB 39 shall be considered "a conviction of a crime punishable by imprisonment for a term exceeding one year for the purpose of the federal Gun Control Act" for ten years post-disposition.

#### FISCAL IMPLICATIONS

Note: major assumptions underlying fiscal impact should be documented.

Note: if additional operating budget impact is estimated, assumptions and calculations should be reported in this section.

### **SIGNIFICANT ISSUES**

The HCPAC amendment to HB 39 does not change the NMSC analysis for this bill.

#### 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**