

<b>LFC Requester:</b>	<b>Scott Sanchez</b>
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**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

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

**[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto: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}*

**Date Prepared:** 01/23/2025 *Check all that apply:*  
**Bill Number:** HB102 Original  Correction   
 Amendment  Substitute

**Sponsor:** Andrea Reeb **Agency Name and Code Number:** 770-NMCD  
**Short Title:** Vehicular Homicide or Great Bodily Harm a Serious Violent Offense **Person Writing:** Anisa Griego-Quintana  
**Phone:** 505-479-2296 **Email:** anisa.griego-quinta@cd.nm.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
0	0	N/A	N/A

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
0	0	0	N/A	N/A

(Parenthesis ( ) indicate revenue decreases)

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

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	0	0	0	N/A	Recurring	General

(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: House Bill 102 would classify any homicide by vehicle or great bodily harm by vehicle as a serious violent offense for the purpose of earning meritorious deductions from criminal sentencing. Currently, only a third-degree homicide or great bodily harm by vehicle is currently classified as a serious offense.

A prisoner is not eligible to earn meritorious deductions if the prisoner is confined for committing a serious violent offense and is within the first 60 days of receipt by the Corrections Department.

#### **FISCAL IMPLICATIONS**

Imposition of the bill would lead to longer stays for individuals convicted of homicide by vehicle or great bodily harm by vehicle. The New Mexico Corrections Department (NMCD) may face additional budgetary impact, depending on the outcomes of successful prosecutions and the resulting sentences, whether they involve prison terms or community supervision. At the FY24 expenditure level, the average cost per inmate is \$56,804 annually, or approximately \$156 per day.

#### **SIGNIFICANT ISSUES**

None for the Corrections Department.

#### **PERFORMANCE IMPLICATIONS**

Reclassification of these offenses could make managing the inmate population more complex and resource-intensive, while also affecting the department's ability rehabilitate and incentivize good behavior through the merit-based deduction system.

#### **ADMINISTRATIVE IMPLICATIONS**

None for the Corrections Department.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None for the Corrections Department.

#### **TECHNICAL ISSUES**

None for the Corrections Department.

#### **OTHER SUBSTANTIVE ISSUES**

None for the Corrections Department.

## **ALTERNATIVES**

None for the Corrections Department.

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

Status quo.

## **AMENDMENTS**

None proposed by the Corrections Department.