

LFC Requester:	Scott Sanchez
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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}

Date Prepared: 13 February 2025 *Check all that apply:*
Bill Number: HB 354 Original Correction
 Amendment Substitute

Sponsor: Lujan **Agency Name and Code** NM Sentencing Commission -- 354
Short Title: Juvenile Community Justice Diversion Project **Number:** _____
Person Writing Douglas Carver
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(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:

HB 354 creates the community criminal justice diversion project, a six-year pilot project in the Behavioral Health Services Division of the Health Care Authority to demonstrate that diverting certain offenders from the criminal justice system to community-based services and treatment will reduce crime, homelessness and recidivism and improve public health. The project is to be launched in at least five locations across the state. Project participants shall design and implement a diversion program for persons in or at risk of entering the criminal justice system, with required components of the programs specified in the legislation. Participants shall collect and analyze data regarding the implementation of the participants' diversion programs, and BHSD shall evaluate that data to determine if the diversion programs reduced crime, homelessness and recidivism and improved public health.

BHSD is to submit a budget to LFC on or before September 1, 2025; begin accepting applications from prospective participants on or before December 31, 2025; select participants on or before April 1, 2026; periodically submit reports regarding the implementation of the project to the Legislature, and submit a final report to the Governor and the Legislature by November 1, 2031.

HB 354 also creates the “community criminal justice diversion project fund” in the state treasury as a nonreverting fund for the duration of the project.

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 Sentencing Commission manages the crime reduction grants awarded through the Crime Reduction Grant Act (Section 31-28-1 NMSA 1978 *et seq.*). The projects behind HB 354 align well with two of the crime reduction grant purposes – develop, expand and improve evidence-based treatment and supervision alternatives to incarceration; and reduce barriers to participation by criminal offenders in preprosecution diversion or specialty court programs – so there could be some synergy between the projects envisioned under HB 354 and the crime reduction grants. There is an additional grants purpose – develop or expand the ability of a criminal justice coordinating council member to share data with, and access data on, the statewide criminal justice data integration platform – which would align well with the projects envisioned by HB 354.

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