

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: 28 JAN 2025 *Check all that apply:*
Bill Number: SB 32 Original Correction
 Amendment Substitute

Sponsor: Antonio Maestas **Agency Name and Code** 790 – Department of Public Safety
Short Title: Create crime of unlawful possession of stolen firearm STOLEN FIREARM; **Number:** _____
Person Writing Randy Larcher
Phone: 575-386-7712 **Email:** Randyt.larcher@dps.nm.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

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

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

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

(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

Amends the Criminal Code to create the fourth degree felony of unlawful possession or transportation of a stolen firearm. Requires knowledge or reason to believe the firearm was stolen. Each firearm possessed or transported constitutes a separate offense.

FISCAL IMPLICATIONS

No fiscal impact to DPS

SIGNIFICANT ISSUES

No significant issues to DPS.

PERFORMANCE IMPLICATIONS

Addressing the issue of stolen firearms and enhancing accountability for people who possess them will strengthen the law and improve New Mexico by making it harder for them to be circulated in illegal markets and helping to better trace and remove stolen weapons from circulation:

1. **Accountability for Possession of Stolen Firearms:** By making it unlawful to knowingly possess or transport a stolen firearm (or one that could reasonably be assumed to be stolen), the law will deter people from keeping firearms that aren't legally theirs. It would specifically target individuals who may try to profit from stolen firearms or use them in criminal activity, creating a stronger incentive for responsible ownership and handling of firearms.
2. **Separate Offense for Each Firearm:** Treating each firearm as a separate offense means that individuals found with multiple stolen firearms could face multiple charges, which could lead to more serious penalties and consequences for those engaging in firearm trafficking or illegal possession.

ADMINISTRATIVE IMPLICATIONS

No administrative implications to DPS.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

No conflict, duplication, companionship or relationship to DPS.

TECHNICAL ISSUES

No technical issues to DPS.

OTHER SUBSTANTIVE ISSUES

No other substantive issues to DPS.

ALTERNATIVES

Not applicable as no impact to DPS.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status Quo will remain

AMENDMENT

None at this time.