

<b>LFC Requester:</b>	<b>Rachel Mercer-Garcia</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:** 02/11/2025 *Check all that apply:*  
**Bill Number:** SB326 Original  Correction   
 Amendment  Substitute

**Sponsor:** Pete Campos **Agency Name and Code Number:** 770-NMCD  
**Short Title:** Delinquency Act Changes **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	0	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**

Synopsis: Senate Bill 326 amends the Delinquency Act in the Children's Code by lowering the age for the classification of a serious youthful offender from 15 to 14 and adding to the list of crimes that may lead to being declared a serious youthful offender. Eliminates several key procedures for youthful offenders and gives the court discretion to extend a judgment of probation or commitment until the date that a child reaches age 25. Abolishes the current prohibition against a state agency or political subdivision, including a school district, county, municipality or home-rule municipality from disclosing information concerning the arrest or detention of a child; delinquency proceedings for a child; an adjudication of a child; an adult sentence imposed on a child (except sex offender registration and notice); or social records pertaining to a child.

#### **FISCAL IMPLICATIONS**

None for the Corrections Department.

#### **SIGNIFICANT ISSUES**

None for the Corrections Department.

#### **PERFORMANCE IMPLICATIONS**

None for the Corrections Department.

#### **ADMINISTRATIVE IMPLICATIONS**

The proposed changes aim to give courts greater flexibility, provide more individualized attention to juveniles and ensure that serious offenders are held accountable. Implemented effectively, the provisions could help reduce recidivism, improve rehabilitation, and better address the unique needs of juvenile offenders.

Additional training would be needed to handle a population that straddles the line between juvenile and adult offenders. The department would need to adapt its policies, facilities, and resources to ensure that both the safety of these individuals and the safety of the general population are maintained, all while providing the necessary rehabilitation and support services.

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

Duplicate of HB134

#### **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.