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 mu	ist be uplo	aded as a	PDF)		
	N I: GENERAL IN analysis is on an origina		_	a correction	of a previous bill	}	
	Date Prepared:	February 22, 2025		Check all that apply:			
Bill Number: SB 467			Original _x Correction				
				Amendment Substitute			
Sponsor:	Antonio Maestas		Agency and Coo Number	le	Administration District Attor	ve Office of the rneys - #264	
Short				Writing	M. Anno	M. Anne Kelly	
Title:	and Expungement		50525033		Email akelly@da.state.nm.		
SECTION	N II: FISCAL IMP A	<u>ACT</u> PPROPRIAT	TION (dol	lars in th	ousands)		
Appropriation				R	ecurring	Fund	
	FY25	FY26		or Nonrecurring		Affected	
(Paranth:-	() indicate expenditure	dagmagag)					

REVENUE (dollars in thousands)

Estimated Revenue			Recurring	Fund
FY25	FY26	FY27	or Nonrecurring	Affected

(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)

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

<u>Section 1</u> amends Section 29-3A-3 entitled "Expungement of Records Upon Identity Theft" Subsection B is amended to delete the time requirement that the court issue an order within thirty days of the hearing.

<u>Section 2</u> amends Section 29-3A-4 entitled "Expungement of Records Upon Release without Conviction"

Subsection B is amended to delete the requirement that a petitioner seeking expungement under this section shall give notice to the department of public safety; therefore, the only party that must be given notice is the local district attorney.

Subsection E deletes the time requirement that the court issue an order within thirty days of the hearing.

Section 3 amends Section 29-3A-5 entitled "Expungement of Records Upon Conviction"

Subsection B is amended to delete the requirement that a petitioner seeking expungement under this section shall give notice to the department of public safety and the arresting law enforcement agency; therefore, the only party that must be given notice is the local district attorney.

Subsection C is amended to delete the time requirement that the court issue an order within thirty days of the hearing.

Subsection G is amended to delete embezzlement as an offense for which expungement under this section cannot be sought; therefore, an offense committed against a child, an offense that causes great bodily harm or death to another person, a sex offense, or a DWI are the only offenses for which expungement cannot be sought under this section.

Section 4 repeals Section 29-10-8 entitled "Review of Arrest Record Information – Appeal".

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.

None noted.

SIGNIFICANT ISSUES

None noted.

PERFORMANCE IMPLICATIONS

None noted.

ADMINISTRATIVE IMPLICATIONS

None noted.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None noted.

TECHNICAL ISSUES

None noted.

OTHER SUBSTANTIVE ISSUES

None noted.

ALTERNATIVES

n/a

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

n/a