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## FISCAL IMPACT REPORT

SPONSOR Sedillo-Lopez LAST UPDATED \_\_\_\_\_  
ORIGINAL DATE 02/17/2025  
BILL  
SHORT TITLE Domestic Violence by Military Member NUMBER Senate Bill 373  
ANALYST Rommel

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

Agency/Program	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
DMA	No fiscal impact	Up to \$50.9	Up to \$50.9	Up to \$101.8	Recurring	General Fund

Parentheses ( ) indicate expenditure decreases.

\*Amounts reflect most recent analysis of this legislation.

### Sources of Information

LFC Files

#### Agency Analysis Received From

Children, Youth and Families Department (CYFD)

Department of Military Affairs (DMA)

Department of Public Safety (DPS)

## SUMMARY

### Synopsis of Senate Bill 373

Senate Bill 373 (SB373) relates to military affairs.

Section 1 amends 32A-4-3 NMSA 1978 in the Abuse and Neglect Act to require law enforcement report to a designated authority of the military installation if a person involved in an allegation of child abuse and neglect or domestic abuse is a member of the United States military. It further requires between local law enforcement and the Children, Youth and Families Department (CYFD) to establish memoranda of understanding with United States military installations in New Mexico to facilitate the notice requirement.

Section 2 amends 40-13-3 NMSA 1978 in the Family Violence Protection Act, directing that the court allow remote appearances in a hearing for a domestic violence order of protection.

Section 3 amends 40-13-6 NMSA 1978, requiring that a copy of a domestic violence order of protection be sent to a designated authority of the military installation if a party to the order is a member of the United States military.

Section 4 amends 40-13-7 NMSA 1978 adding that, if a law enforcement officer responding to a request for assistance determines that a member of the United States military is involved in the underlying allegation, the officer shall notify a designated authority for the military installation to which the person is assigned. Local law enforcement agencies shall seek memoranda of understanding with a designated authority for each military installation in the state.

This bill does not contain an effective date and, as a result, would go into effect 90 days after the Legislature adjourns if enacted, or June 20, 2025.

## **FISCAL IMPLICATIONS**

SB373 contains no appropriation.

Additional budget impact is estimated at .5 FTE (Program Coordinator) housed at the Department of Military Affairs (DMA) to create, coordinate and maintain memoranda of understanding (MOUs).

## **SIGNIFICANT ISSUES**

SB373 directs the creation of memoranda of understanding but does not identify a coordinating agency. The requirement that CYFD and all local law enforcement agencies enter into MOUs with all military installations in New Mexico may present administrative challenges without coordination by DMA or another agency.

## **ADMINISTRATIVE IMPLICATIONS**

Establishing the MOUs for this bill will require coordination between the department, local law enforcement agencies, and military institutions throughout the state. This will involve the leadership of these agencies and their respective legal departments to develop, review, and finalize these MOU's.

HR/hj /SL2