

**MINUTES
of the
FOURTH MEETING
of the
COURTS, CORRECTIONS AND JUSTICE COMMITTEE**

**September 1, 2022
State Capitol, Room 307
Santa Fe**

The fourth meeting of the Courts, Corrections and Justice Committee was called to order by Representative Gail Chasey, co-chair, on September 1, 2022 at 9:12 a.m. in Room 307 of the State Capitol in Santa Fe.

Present

Sen. Joseph Cervantes, Co-Chair
Rep. Gail Chasey, Co-Chair
Rep. Eliseo Lee Alcon
Sen. Daniel A. Ivey-Soto
Rep. Antonio Maestas
Sen. Bill B. O'Neill
Sen. Antoinette Sedillo Lopez
Rep. Christine Trujillo

Absent

Rep. Karen C. Bash
Rep. Zachary J. Cook
Sen. Mark Moores
Sen. Cliff R. Pirtle
Rep. William "Bill" R. Rehm
Rep. Debra M. Sariñana

Advisory Members

Rep. Christine Chandler
Sen. Linda M. Lopez
Rep. Roger E. Montoya
Rep. Patricia Roybal Caballero

Sen. Gregory A. Baca
Rep. Micaela Lara Cadena
Sen. Jacob R. Candelaria
Sen. Katy M. Duhigg
Rep. Kelly K. Fajardo
Rep. Doreen Y. Gallegos
Rep. T. Ryan Lane
Rep. Georgene Louis
Rep. Andrea Romero
Sen. Mimi Stewart
Sen. Peter Wirth

Guest Legislator

Sen. Siah Correa Hemphill

Staff

Sean Dolan, Staff Attorney, Legislative Council Service (LCS)
Nancy Martinez, Research Assistant, LCS
Grecia Duarte, Intern, LCS
Christopher Copeland, Staff Attorney, LCS
Martin Fischer, Bill Drafter, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts and other written testimony are in the meeting file and are posted on the legislature's website.

References to Webcast

The time reference noted next to each agenda item in this document is cross-referenced to the webcast of the committee meeting, which can be found at www.nmlegis.gov, under the "Webcast" tab. The presentations made and committee discussions for agenda items can be found on the recorded webcast for this meeting.

Thursday, September 1

Update from the New Mexico Sentencing Commission (NMSC) on Criminal Code Rewrite and Sentencing Structure (9:15 a.m.)

Kelly Mitchell, executive director, Robina Institute of Criminal Law and Criminal Justice, University of Minnesota; Angela "Spence" Pacheco, chair, NMSC; Douglas Carver, deputy director, NMSC; and Keri Thiel, staff attorney, NMSC, presented information regarding New Mexico's sentencing structure compared to other states and gave an update on the status of the NMSC's work on the Criminal Code rewrite. The presentation materials can be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=CCJ&Date=9/1/2022&ItemNumber=1>.

Recent Probation Reform Efforts (12:24 p.m.)

Representative Maestas provided the committee with a summary of past attempts at probation reform, including the outcome of each bill and potential proposed changes.

Fines and Fees (12:53 p.m.)

Mr. Carver; Monica Ault, New Mexico state director, Fines and Fees Justice Center; Kate Bryan, policy analyst, Criminal and Civil Justice, National Conference of State Legislatures; Jason Clack, director, Court Operations Division, Administrative Office of the Courts (AOC); and Cynthia Pacheco, statewide program manager, AOC, provided an overview of fines and fees laws around the country, information regarding national trends in fines and fees reform and measures taken in prior legislative sessions to address issues with fines and fees in New Mexico. The presentation can be found here:

<https://www.nmlegis.gov/handouts/CCJ%20090122%20Item%203%20NMFinesFees.September%202022.FinaltoCommittee.pdf>.

**United States Department of Justice and the Albuquerque Police Department (APD)
Settlement Agreement Update (2:14 p.m.)**

Bob White, associate chief administrative officer, Office of the Mayor, City of Albuquerque; Cori Lowe, deputy chief, Accountability Bureau, APD; Dr. Jessica Hejny, curriculum development manager, APD; Cara Garcia, deputy director, Compliance Division, APD; and Alfred Mathewson, attorney, Community Coalition, AMICI Group, presented an overview of the APD's responsibilities under the settlement agreement; an update regarding the steps taken by the APD to comply with the settlement agreement, including past issues with compliance and steps taken to correct those issues; and the APD's future plans for ensuring full compliance. The presentation can be found here:

<https://www.nmlegis.gov/handouts/CCJ%20090122%20Item%204%20Law%20Enforcement%20Training.pdf>.

Committee Discussion of the December Agenda (3:38 p.m.)

Adjournment

There being no further business before the committee, the meeting adjourned at 4:04 p.m.