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FISCAL IMPACT REPORT

SPONSOR:	Mohorovic	DATE TYPED:	02/16/00	HB	395
SHORT TITLE:	Increase Firearm Enhancement Sentence			SB	
				ANALYST:	O'Connell

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY00	FY01	FY00	FY01		
		NFI	NFI		

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to

SOURCES OF INFORMATION

LFC files

Administrative Office of the Courts (AOC)

SUMMARY

Synopsis of Bill

House Bill 395 amends Section 31-18-16 NMSA 1978 to provide increased sentencing enhancements for the use, discharge and use which results in injury of a firearm in non-capital felony cases. Additional sentences imposed under this act shall be the first years served and shall not be suspended or deferred.

Significant Issues

Possession of a firearm in the commission of a non-capital felony results in an increase of five years to the basic sentence. Discharge of a firearm in the commission of a non-capital felony results in an increase of ten years to the basic sentence. Use of a firearm resulting in injury to another person in the commission of a non-capital felony results in an increase of 20 years to the basic sentence.

BOC/gm