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FISCAL IMPACT REPORT

SPONSOR Ortiz y Pino DATE TYPED 2/18/05 HB _____

SHORT TITLE Law Enforcement Review Boards SB 829

ANALYST Peery

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
	NFI				

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

New Mexico Corrections Department (NMCD)
 Bernalillo County Metro Court (BCMC)
 Administrative Office of the Courts (AOC)
 Municipal League

No Responses

Administrative Office of the District Attorneys (AODA)
 Attorney General's Office (AGO)
 Department of Public Safety (DPS)
 Association of Counties

SUMMARY

Synopsis of Bill

Senate Bill 829 would permit the state and its political subdivisions to create law enforcement review boards that would oversee the conduct of law enforcement agencies and their officers throughout the state. The board would have the power to administratively investigate complaints and institute discipline against law enforcement officers for unethical behavior, dishonorable conduct, civil rights violations and excessive use of force.

ADMINISTRATIVE IMPLICATIONS

NMCD reports they could absorb the administrative burden and cost associated with screening prospective correctional officer applicants to ensure that they are eligible for hire under the provisions of this bill.

OTHER SUBSTANTIVE ISSUES

NMCD states the proposed legislation would have a minimal impact on the Department's ability to hire qualified correctional officers. Generally, the pool of applicants that NMCD reviews and hires from does not contain a significant number of applicants transferring from the law enforcement field who could potentially have any adverse disciplinary history stemming from the law enforcement review board.

The Municipal League states the proposed legislation is not necessary due to there already being authority. The Municipal League reports Santa Fe and Albuquerque already have boards in place.

RLP/lg