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## FISCAL IMPACT REPORT

ORIGINAL DATE 2/1/07

SPONSOR SFC LAST UPDATED 3/6/07 HB \_\_\_\_\_

SHORT TITLE MUNICIPAL INMATES IN COUNTY JAILS SB CS/744/aSFC

ANALYST Propst

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY07	FY08		
	NFI		

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

Responses Received From

NM Association of Counties (AOC)

### SUMMARY

#### Synopsis of SFC Amendment

The amendment mandates that a municipality within a class A county with a population of 500,000 or greater will contribute funds to the county in an amount equal to a minimum of 25% of the operating costs of the county detention facility as opposed to the 15% included in the original bill and committee substitute/

#### Synopsis of Original Bill

Senate Bill 744 addresses the issue of placement of certain municipal inmates in county detention facilities, provides for redistribution of the local government corrections fund and establishes a fee for the placement of certain municipal inmates in county detention facilities.

### SIGNIFICANT ISSUES

SB 744 creates a Local Government Corrections Fund that will be administered by the Administrative Office of the Courts.

Disbursement from the Fund may be used by a county or municipality with a metropolitan court for:

- County or municipal jailer or juvenile detention training
- The construction planning, construction, maintenance and operation of county detention facilities, municipal jails or juvenile detention facilities
- Paying the cost of housing county or municipal prisoners or juveniles in any detention facility in the state
- Alternative to incarceration
- Complying with match or contribution requirements for the receipt of federal funds related to detention facilities, jails or juvenile detention facilities

Counties are eligible for payment in an amount equal to the costs and fees collected by a magistrate court or a metropolitan court and the motor vehicle division pursuant to offense committed within the county and deposited in the Fund.

SB 744 adds a new section to Chapter 33, Article 3 NMSA 1978 mandating that a municipality in a Class A county with a population of 500,000 or greater shall contribute funds to the county in an amount that is equal to a minimum of 25% of the operating costs of the county detention facility.

WEP/nt