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## FISCAL IMPACT REPORT

**ORIGINAL DATE**  
**SPONSOR** Trujillo **LAST UPDATED** 1/19/2015 **HB** 35

**SHORT TITLE** Prison Rape Elimination Act Services **SB** \_\_\_\_\_

**ANALYST** Chenier

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY15	FY16		
	\$500.0	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

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

	FY15	FY16	FY17	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>		\$500.0	\$500.0	\$1,000.0	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

Responses Received From

New Mexico Corrections Department (NMCD)

### SUMMARY

#### Synopsis of Bill

House Bill 35 appropriates \$500 thousand from the general fund to the New Mexico Corrections Department to fund services offered through contracts with rape crises centers pursuant to the federal Prison Rape Elimination Act.

### FISCAL IMPLICATIONS

The appropriation of \$500 contained in this bill is a recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of FY16 shall revert to the general fund.

**SIGNIFICANT ISSUES**

NMCD stated that “The appropriation in the bill would enable NMCD to purchase equipment and set up a sterile room environment for rape examinations at one or more NMCD facilities alleviating costs associated with transporting inmates off site. Currently, NMCD transports prisoners to rape crisis centers for clinical evaluations for rape. By having the money to establish one or more rape examination facilities on site, NMCD would meet its obligations under PREA.”

NMCD also stated that “any time NMCD transports an inmate off site, there is an increased potential or risk for escape or the introduction of contraband (drugs, weapons, cell phones, etc.) into the hands of the transported inmate. This bill would help reduce this risk for these inmates, to the benefit of public and prison safety.

EC/je