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FISCAL IMPACT REPORT

ORIGINAL DATE 1/20/17
 SPONSOR Garcia Richard LAST UPDATED 2/16/17 HB 110/aHJC
 SHORT TITLE Jurisdiction for Municipal Bench Warrants SB _____
 ANALYST Downs

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY17	FY18	FY19	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	NFI	NFI	NFI			

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

New Mexico Corrections Department (NMCD)
 Administrative Office of the Courts (AOC)
 Bernalillo County Metropolitan Court (BCMC)
 Department of Public Safety (DPS)

SUMMARY

Synopsis of House Judiciary Committee Amendment

The Senate Judiciary Committee Amendment to House Bill 110 broadens the one instance in which bench warrant jurisdiction is not expanded, by adding language saying any service or arrest emanating from parking violations alleged to have occurred in another county cannot be served in adjacent counties.

Synopsis of Bill

House Bill 110 expands the jurisdiction where municipal bench warrants can be served from the municipality of origin to the county of origin, plus adjacent counties, excluding parking violations.

FISCAL IMPLICATIONS

According to the Administrative Office of the Courts, there will be no fiscal impact since fees and fines assessed at the municipal level remain at the municipal level, except for in the case of the judicial education fund. AOC stated, "Any fiscal impact will be proportional to the number of warrants served and whether the municipality has a warrant fee."

There could be a cost to counties, which will be responsible for detaining defendants who have been arrested on an outstanding warrant until they are transported to the proper counties.

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The Department of Public Safety stated, “Although the provision of this bill could potentially take New Mexico State Police Officers off the highways to serve paperwork if any local officers are unavailable, it is not anticipated this will occur often.”

JD/sb/al/jle