

HOUSE BILL 301

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

INTRODUCED BY

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AN ACT

RELATING TO CRIME; ENACTING THE VIOLENCE INTERVENTION PROGRAM
ACT; CREATING THE VIOLENCE INTERVENTION PROGRAM FUND;
ESTABLISHING APPLICATION AND REPORTING REQUIREMENTS; MAKING AN
APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. ~~[NEW MATERIAL]~~ SHORT TITLE.--This act may be
cited as the "Violence Intervention Program Act".

SECTION 2. ~~[NEW MATERIAL]~~ DEFINITIONS.--As used in the
Violence Intervention Program Act:

A. "commission" means the New Mexico sentencing
commission;

B. "community-based organization" means an entity
that is eligible to be awarded a contract to provide services
that accomplish the purposes of the Violence Intervention

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1 Program Act;

2 C. "department" means the department of health; and

3 D. "grantee" means a municipality that has applied
4 for and receives funding pursuant to the Violence Intervention
5 Program Act.

6 SECTION 3. [NEW MATERIAL] VIOLENCE INTERVENTION PROGRAM
7 FUND--CREATED--PURPOSE.--The "violence intervention program
8 fund" is created as a nonreverting fund in the state treasury.
9 The fund consists of appropriations, gifts, grants and
10 donations. The department shall administer the fund, and money
11 in the fund is appropriated to the department to administer the
12 provisions of the Violence Intervention Program Act and award
13 violence intervention program grants to municipalities that it
14 finds are disproportionately impacted by violent crimes,
15 including homicides, shootings and aggravated assaults.
16 Expenditures from the fund shall be made on warrant of the
17 secretary of finance and administration pursuant to vouchers
18 signed by the secretary of health. The department may expend
19 no more than three percent of the balance of the fund each
20 fiscal year for administering the Violence Intervention Program
21 Act.

22 SECTION 4. [NEW MATERIAL] GRANT AWARDS.--

23 A. On or after July 1, 2020, the department shall
24 receive and review applications for grants from the violence
25 intervention program fund. The department may make grants from

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1 the fund to municipalities that it finds are disproportionately
2 impacted by violent crimes, including homicides, shootings and
3 aggravated assaults.

4 B. The department shall make awards of grants from
5 the fund in accordance with the following limitations:

6 (1) grant awards shall be made to at least two
7 municipalities with a population of fifty thousand or less
8 according to the most recent federal decennial census; and

9 (2) at least twenty percent of the total
10 annual amount appropriated to the fund shall be awarded to
11 municipalities with a population of five hundred forty thousand
12 or greater according to the most recent federal decennial
13 census.

14 SECTION 5. [NEW MATERIAL] APPLICATION REQUIREMENTS.--

15 A. Each application for a grant from the violence
16 intervention program fund shall include:

17 (1) clearly defined, measurable objectives for
18 a proposal to improve public health and safety through
19 evidence-based violence reduction initiatives;

20 (2) a description of the plan developed by a
21 municipality describing how a grant award would be used if
22 awarded; and

23 (3) a list of community-based organizations in
24 the municipality applying for the grant.

25 B. The commission shall provide municipalities with

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1 data relevant to grant applications.

2 C. An applicant shall notify the appropriate
3 criminal justice coordinating council established pursuant to
4 Section 31-28-3 NMSA 1978 of its grant application.

5 SECTION 6. [NEW MATERIAL] CONDITIONS OF GRANT.--

6 A. As a condition of each grant made pursuant to
7 the Violence Intervention Program Act, the department shall
8 require each grantee to use at least fifty percent of its grant
9 for the purpose of entering into contracts with one or more
10 community-based organizations.

11 B. Each grantee shall report to the appropriate
12 criminal justice coordinating council established pursuant to
13 Section 31-28-3 NMSA 1978 regarding outcomes of the grant.

14 SECTION 7. [NEW MATERIAL] RULES.--The department shall
15 adopt rules necessary to administer the provisions of the
16 Violence Intervention Program Act.

17 SECTION 8. [NEW MATERIAL] REPORTS.--

18 A. Each grantee shall report to the department and
19 the commission by November 1 of each year regarding the:

20 (1) purpose and amount of each grant received
21 by the grantee for the previous fiscal year; and

22 (2) processes, outputs and outcomes resulting
23 from each grant approved by the department for the previous
24 fiscal year.

25 B. Each year through 2025, the department and the

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1 commission shall report to the legislature by December 1
2 regarding the awards and outcomes of each grantee.

3 SECTION 9. APPROPRIATION.--Ten million dollars
4 (\$10,000,000) is appropriated from the general fund to the
5 violence intervention program fund for expenditure in fiscal
6 year 2021 and subsequent fiscal years for the purposes of the
7 fund. Any unexpended or unencumbered balance remaining at the
8 end of a fiscal year shall not revert to the general fund.

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