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## FISCAL IMPACT REPORT

SPONSOR O'Neill LAST UPDATED \_\_\_\_\_  
ORIGINAL DATE 2/23/23  
BILL  
SHORT TITLE Age Limit for Children in Custody NUMBER Senate Bill 388  
ANALYST Chenier

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

	FY23	FY24	FY25	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
		Indeterminate but Minimal	Indeterminate but Minimal			

Parentheses ( ) indicate expenditure decreases.

\*Amounts reflect most recent analysis of this legislation.

### Sources of Information

LFC Files

#### Responses Received From

Attorney General's Office (NMAG)

Children, Youth and Families Department (CYFD)

## SUMMARY

### Synopsis of Senate Bill 388

This bill amends existing statute to raise the minimum age at which a child may be held in custody or detained from 11 years to 12.

## FISCAL IMPLICATIONS

CYFD said there would be no fiscal impact.

## SIGNIFICANT ISSUES

CYFD said this bill aligns New Mexico with the national best practice recommendations and Juvenile Detention Alternative Initiative core strategies regarding the detention of youth with minimal impact. Between FY19 and FY22, only six juveniles aged 11, the current minimum age, were booked into juvenile detention in New Mexico.

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