

<b>LFC Requester:</b>	<b>Scott Sanchez</b>
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**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO**

**[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto:billanalysis@dfa.nm.gov)**

*(Analysis must be uploaded as a PDF)*

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

**Date Prepared:** 1/23/25 *Check all that apply:*  
**Bill Number:** HB 102 Original  Correction   
 Amendment  Substitute

**Sponsor:** A. Reeb **Agency Name and Code** NM CVRC/ 78000  
**Short Title:** Violent Felonies for Meritorious Deduction **Number:** \_\_\_\_\_  
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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
0	0	0	0

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
0	0	0	0	0

(Parenthesis ( ) indicate revenue decreases)

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

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	n/a	n/a	n/a	n/a	n/a	n/a

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: n/a  
Duplicates/Relates to Appropriation in the General Appropriation Act: n/a

### **SECTION III: NARRATIVE**

#### **BILL SUMMARY**

*Individuals serving custodial sentences in the NM Department of Corrections (DOC) are generally eligible for reductions in sentence, conferred by DOC in accordance with statutory guidance, based on inmate participation in educational and other programming. Some categories of violent crime are known as “serious violent offenses” and carry limitations on the quantity of possible reductions of inmates’ sentences for meritorious conduct. The meritorious deduction statute also contains a class of offenses that are evaluated by the sentencing judge to determine if the particular circumstances of the crime merit a designation as a “serious violent offense” which would impose these limitations on sentence deductions in an individual case. Existing law placed homicide due to reckless driving and great bodily harm caused by reckless driving or driving while impaired by drugs or alcohol as crimes for the sentencing court to evaluate for this purpose.*

*Homicide by vehicle due to unlawful operation of a motor vehicle and homicide by vehicle due to driving while impaired by drugs or alcohol are not included in current law. The proposed law adds these two forms of crimes of homicide by vehicle to a list of crimes that a sentencing judge may review for categorization as a “serious violent offense” thereby reducing the quantity of meritorious reduction of sentence.*

#### **Synopsis:**

*The bill adds two categories of homicide by vehicle as crimes which a sentencing judge could determine are “serious violent offenses” based on the circumstances of the crimes. The bill creates the possibility of less meritorious deductions of sentence for individuals convicted of homicide by vehicle.*

#### **FISCAL IMPLICATIONS**

*None for CVRC.*

Note: major assumptions underlying fiscal impact should be documented.

Note: if additional operating budget impact is estimated, assumptions and calculations should be reported in this section.

#### **SIGNIFICANT ISSUES**

*None noted.*

#### **PERFORMANCE IMPLICATIONS**

*None noted.*

#### **ADMINISTRATIVE IMPLICATIONS**

*None noted.*

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

*None noted.*

#### **TECHNICAL ISSUES**

*None noted.*

**OTHER SUBSTANTIVE ISSUES**

*None noted.*

**ALTERNATIVES**

*None noted.*

**WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

*Two categories of homicide by vehicle would not be subject to reduced meritorious deduction limitations on their sentence. One category of homicide by vehicle would continue to be included in the statute, creating a disparity that is illogical.*

**AMENDMENTS**

*None noted.*