

LFC Requester:

AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to 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: 2/08/2025 *Check all that apply:*
Bill Number: HB 274 Original Correction
 Amendment Substitute

Sponsor: Elaine Cortez, Jay Block, Rod Montoya, John Block **Agency Name and Code Number:** Administrative Office of the District Attorneys 264
Short Title: Fentanyl Trafficking sentences **Person Writing:** Troy Davis
Title: _____ **Phone:** 505-3858461 **Email:** davistr@msn.com

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(Parenthesis () Indicate Expenditure Decreases)

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

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

House Bill 274 would make trafficking fentanyl a first-degree felony. House bill 274 would change the sentencing authority to make trafficking fentanyl a first-degree felony a life sentence.

FISCAL IMPLICATIONS

Would increase trials for trafficking fentanyl case which result in needing more resources for district attorney offices, law of the public defender's office and the judiciary.

SIGNIFICANT ISSUES

NA

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Senate bill 95 create the possible death penalty for trafficking fentanyl. Whereas house bill 274 only proposes a life sentence for trafficking fentanyl. House bill 16 proposes to increase the court jurisdiction by 3 years for trafficking fentanyl.

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The fentanyl crisis will continue along with New Mexico having one of the highest rates of overdoses from fentanyl in the country.

AMENDMENTS