

LFC Requester:

Eric Chenier

AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO****[AgencyAnalysis.nmlegis.gov](https://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:** 02/6/2025 *Check all that apply:***Bill Number:** SB3 – Last Amendment Original ☐ Correction ☐
Amendment ☒ Substitute ☐

Sponsor:	<u>Peter Wirth, Mimi Stewart & William Sharer</u>	Agency Name and Code Number:	<u>770-NMCD</u>
Short Title:	<u>Behavioral Health Reform and Investment Act</u>	Person Writing	<u>Anisa Griego-Quintana</u>
		Phone:	<u>505-479-2296</u>
		Email	<u>anisa.griego-quinta@cd.nm.gov</u>

SECTION II: FISCAL IMPACT**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
0	0	N/A	N/A

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
0	0	0	N/A	N/A

(Parenthesis () indicates revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	0	0	0	0	N/A	N/A

(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: Senate Health and Public Affairs Committee amendment to SB3 modifies the definition of “behavioral health stakeholders” and expands the factors for a regional plan.

“Behavioral health stakeholders” now includes behavioral health advocates, higher education institutions within behavioral health regions, and nongovernmental entities.

If behavioral health stakeholders request to participate in development of a regional plan, the Administrative Office of the Courts shall include those stakeholders in the development of the planning process.

A regional plan shall, in addition to its other factors listed in the original:

- Include a plan for the identification of gaps in behavioral health service needs
- Consider the need for language access for behavioral health services in the region
- Include an appendix with a list of all behavioral service providers in the behavioral health region.

FISCAL IMPLICATIONS

None for the Corrections Department.

SIGNIFICANT ISSUES

The New Mexico Corrections Department should be included as a key “behavioral health stakeholder” in section C of the bill. The bill has direct implications for individuals entering the NMCD system (new admissions, diagnostic evaluations, criminal justice holds) and those releasing to the community (Reentry/Probation and Parole), particularly in terms of the continuity of care these individuals need both during their time with NMCD and upon release. Ensuring proper care requires accurate information, which can be difficult to obtain, especially when it comes to mental health and treatment details from other state and county agencies. This is further complicated by the challenge of accessing information from Indian Nations, tribes, and pueblos regarding individuals entering the system.

PERFORMANCE IMPLICATIONS

None for the Corrections Department.

ADMINISTRATIVE IMPLICATIONS

None for the Corrections Department.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None for the Corrections Department.

TECHNICAL ISSUES

The language in the original proposal did not clarify how information sharing for shared clients would be handled. At times, it has been challenging to obtain specific information, particularly regarding mental health and treatment, from other state agencies due to privacy laws. Additionally, historically, there have been difficulties in openly sharing and receiving information with Indian nations, tribes and pueblos.

OTHER SUBSTANTIVE ISSUES

None for the Corrections Department.

ALTERNATIVES

None for the Corrections Department.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

None proposed by the Corrections Department.