

LFC Requester:	
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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}

Check all that apply:

Original	X	Amendment	Date	2025-01-28
Correction		Substitute	Prepared:	
n			Bill No:	SB149
Sponsor(s)	Antonio Maestas		Agency Name and Code	CYFD 69000
:			Number:	
			Person	Bob Cleavall
			Writing	
Short Title:	CRIME OF CYBERBULLYING		Analysis:	
			Phone:	505-660-3489
			Email:	bob.cleavall@cyfd.nm.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		

REVENUE (dollars in thousands)

Estimated Revenue	Recurring	Fund

FY24	FY25	FY26	or Nonrecurring	Affected

ESTIMATED ADDITIONAL OPERATION BUDGET (dollars in thousands)

	FY24	FY25	FY26	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation Act:

SECTION III: NARRATIVE

BILL SUMMARY

SB 149 establishes the crime of cyberbullying, defining it as any direct or indirect electronic or written communication with a student that, with reckless disregard, may cause harm. This harm can include fear of physical injury, harm to mental or physical health, interference with academic performance, or hinderance of participation in school activities.

The penalty for cyberbullying is typically a misdemeanor, but it can escalate to a 4th degree felony if physical or significant psychological harm occurs. If the cyberbullying results in severe physical harm, it is classified as a 3rd degree felony, and if it leads to death, it is considered a 2nd degree felony.

FISCAL IMPLICATIONS

There are no fiscal implications for CYFD. Any referrals received by CYFD can be absorbed by existing probation and, if necessary, facility staff.

SIGNIFICANT ISSUES

None.

PERFORMANCE IMPLICATIONS

CYFD should partner with schools informally, training and assisting victims under the age of 18 to receive services. CYFD providers should look into programming for juvenile offenders.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Other Children's code related crime bills introduced during the legislative session may touch on this issue.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Cyberbullying will continue to be a significant issue in NM schools if SB 149 is not enacted.

AMENDMENTS

None.