

LFC Requester:	Felix Chavez
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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}

Date Prepared: 01/28/2025 *Check all that apply:*
Bill Number: SB155 Original Correction
 Amendment Substitute

Sponsor: Antonio Maestas **Agency Name and Code Number:** 770-NMCD
Short Title: Aggregation of Embezzlement for Penalties **Person Writing:** Anisa Griego-Quintana
Phone: 505-479-2296 **Email:** anisa.griego-quinta@cd.nm.gov

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 () indicate 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	N/A	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 Bill 155 would amend the Criminal Code to aggregate the penalty for embezzlements that are committed within consecutive 12-month periods. Would punish all embezzlements within a one-year period as one crime, rather than treating each as a separate instance, and would aggregate the value of embezzled items for the purposes of sentencing.

The specified penalties apply to whoever commits embezzlement “within any consecutive 12-month period” when the value of the thing embezzled or converted is:

- \$250 or less in any consecutive 12-month period is guilty of a petty misdemeanor
- Over \$250 but not more than \$500 in any consecutive 12-month period is guilty of a misdemeanor
- Over \$500 but not more than \$2,500 in any consecutive 12-month period is guilty of a fourth degree felony
- Over \$2,500 but not more than \$20,000 in any consecutive 12-month period is guilty of a third degree felony
- Exceeds \$20,000 in any consecutive 12-month period is guilty of a second degree felony.

FISCAL IMPLICATIONS

None for the Corrections Department.

SIGNIFICANT ISSUES

None for the Corrections Department.

PERFORMANCE IMPLICATIONS

None for the Corrections Department.

ADMINISTRATIVE IMPLICATIONS

Amending the penalties for embezzlement committed within a 12-month period could help manage resources more effectively by reducing fragmented sentences and potentially allowing probation and parole officers to manage fewer, but more significant cases.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None for the Corrections Department.

TECHNICAL ISSUES

None for the Corrections Department.

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.