

<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:** 11 FEB 2025 *Check all that apply:*  
**Bill Number:** SB 330 Original  Correction   
 Amendment  Substitute

**Sponsor:** Nicholas A. Paul **Agency Name and Code** 790 – Department of Public Safety  
**Short Title:** Street Gang Activity Sentencing **Number:** \_\_\_\_\_  
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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

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

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
NFI	NFI	NFI	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
<b>Total</b>	NFI	NFI	NFI	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**

This bill changes sentencing guidelines to enhance penalties for gang-related criminal activity (more specifically, if a felony is knowingly committed for the benefit of, at the direction of, or in association with a criminal street gang with the intent to promote, further, or assist in criminal conduct by gang members).

#### **FISCAL IMPLICATIONS**

None.

#### **SIGNIFICANT ISSUES**

None.

#### **PERFORMANCE IMPLICATIONS**

The bill focuses on enhancing the basic sentences for crimes committed in furtherance of criminal street gang activity. By imposing stronger penalties on individuals who commit crimes as part of gang activity, the bill aims to deter people from joining or participating in gangs. Enhancing sentences would send a strong message to those involved in gangs that criminal behavior will result in severe consequences.

Gangs are often involved in violent and serious crimes such as murder, robbery, kidnapping, and drug trafficking. This bill provides a necessary tool to address the systemic nature of gang violence by increasing penalties for gang-related crimes. This, in turn, could reduce violent crime rates in New Mexico and make communities safer.

The bill specifically includes enhancements for crimes committed against peace officers, such as aggravated assault or battery upon an officer. This bill strengthens the safety of law enforcement who face increased risks when engaging with criminal street gangs.

The bill stipulates that enhancements will run consecutively with the basic sentence, making it more difficult for criminals to reduce their time served through plea bargaining or other methods. This bill ensures that individuals who commit serious gang-related crimes receive a more significant punishment.

#### **ADMINISTRATIVE IMPLICATIONS**

None.

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

None.

#### **TECHNICAL ISSUES**

None.

#### **OTHER SUBSTANTIVE ISSUES**

None.

#### **ALTERNATIVES**

None.

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

Status Quo will remain.

#### **AMENDMENTS**

None.

