

LFC Requester:	Eric Chenier
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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: February 17, 2025 *Check all that apply:*
Bill Number: SB 405 Original Correction
 Amendment Substitute

Sponsor: Linda M. Lopez **Agency Name and Code Number:** Administrative Office of the District Attorneys - #264
Short Title: Behavioral Health Review Committee **Person Writing:** M. Anne Kelly
Title: Review Committee **Phone:** 5052503302 **Email:** akelly@da.state.nm.us

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
	\$300,000	recurring	general

(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:

Section 1 is new material entitled “Bipartisan Blue Ribbon Behavioral Health Statutory Review Committee Created – Membership – Appointment – Duties”

Subsection A provides that the committee is created and shall function until June 30, 2027.

Subsection B provides that the committee shall consist of “subject matter experts appointed by the New Mexico legislative council.” The committee members “shall be adept at evaluating current New Mexico policies and practices for recommendations and enhancements to ensure that marginalized populations receive appropriate behavioral health care and support.” The committee shall also appoint a “criminal justice policy collaborative task force” to include four representatives from each of the judicial districts in New Mexico, two active district attorneys, and two active public defenders to advise on practices needing improvement in their respective districts.

Subsection C provides that the committee shall elect a chair and other officers as necessary and meet no less than twice a month with the first meeting no later than July 1, 2025.

Subsection D provides that the committee shall propose statewide policies and practices for trauma-informed adult, young adult, and juvenile treatment court programs to address both addition and mental health treatment.

Subsection E provides that the committee shall develop recommendations for the reform of New Mexico’s behavioral health laws and submit a report to the governor, legislative committees, and supreme court commission on mental health no later than October 1, 2026.

Subsection F provides that the committee shall hire expert staff to assist and may request assistance from the legislative counsel service.

Subsection G provides that the majority of the appointed members constitutes a quorum for conducting business. A majority is required for adoption of any of the committee’s recommendations.

Subsection H provides that members of the committee and the criminal justice policy collaborative task force who are not public employees are entitled to per diem and mileage as provided in the Per Diem and Mileage Act but shall receive no other compensation.

Section 2 is new material entitled “Appropriations” and appropriates \$300,000 from the general fund to the legislative council service for fiscal years 2026 and 2027 to carry out the provisions of this act, including staff salaries and required per diem and mileage payments.

Any unexpended or unencumbered balance shall revert to the general fund at the end of fiscal year 2027.

FISCAL IMPLICATIONS

Note: major assumptions underlying fiscal impact should be documented.

Note: if additional operating budget impact is estimated, assumptions and calculations should be reported in this section.

SIGNIFICANT ISSUES

None noted.

PERFORMANCE IMPLICATIONS

None noted.

ADMINISTRATIVE IMPLICATIONS

None noted.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

HB 58 – Mental Health Programs in School Funding appropriates \$300,00 for suicide prevention training in schools and \$1,750,000 to support 14 mental health rooms in schools.

HB 196 – Behavioral Health and Child Care Funding

SB 1 – creates a Behavioral Health Trust Fund

SB 3 – Behavioral Health Reform and Investment Act

SB 238 – Youth Behavioral Prevention Project appropriates \$1,450,000 for the project.

TECHNICAL ISSUES

None noted.

OTHER SUBSTANTIVE ISSUES

None noted.

ALTERNATIVES

n/a

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

n/a