

LFC Requester:	
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**AGENCY BILL ANALYSIS
2020 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:

LFC@NMLEGIS.GOV

and

DFA@STATE.NM.US

{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}

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 **Amendment**
Correction **Substitute**

Date January 28, 2020
Bill No: SM 15-264

Sponsor: Gerald Ortiz y Pino
Short Title: Juvenile Detention cost sharing for counties

Agency Name and Code Number: Administrative Office of the District Attorney 264
Person Writing: Donald Gallegos
Phone: 575-770-3120 **Email:** dgallegos@questalaw.

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY20	FY21		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY20	FY21	FY22		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY20	FY21	FY22	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:

SM 15 Identifies the decline in the number of youth who are detained in county facilities. Because of the decline in youth being held in county facilities, the counties are increasingly spending more to have youth housed at out-of-county facilities. All this leads to long detention periods and many delays in court proceedings. SM 15 also points out the lack of adequate alternatives to detention.

SM 15 would require the counties to convene stakeholders to study the problems outlined in the memorial and make recommendations to improve those problems.

As it impacts the district attorneys:

1. The Administrative Office of the District Attorneys (AODA) is specifically identified as a stakeholder, as well as other agencies that are involved in the juvenile justice system.
2. As a stakeholder, AODA is to participate in the study of the problems and is to share in the recommendations to be made to the legislature
3. The findings and recommendations of the committee are to be reported to the legislature by December 1, 2020.

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.

There may be a fiscal impact depending on how much time will be required, number of meetings, research, travel, etc. It is unknown how much that will cost.

SIGNIFICANT ISSUES

Although AODA is a listed stakeholder, it may be more appropriate that an elected district attorney, or their designee, participate.

Depending on time required, that is more time away from the day-to-day operation of the office.

PERFORMANCE IMPLICATIONS

Will depend on time required to do an effective and complete study and report.

ADMINISTRATIVE IMPLICATIONS

Personnel will need to be dedicated to this and that could affect the primary mission of the agency.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

HM 14 is identical to this memorial.

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS