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## FISCAL IMPACT REPORT

**ORIGINAL DATE** 3/8/19

**SPONSOR** Candelaria **LAST UPDATED** \_\_\_\_\_ **HB** \_\_\_\_\_

**SHORT TITLE** Admin Law Judge Education Needs & Practices **SM** 84

**ANALYST** Daly

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

|              | FY19 | FY20 | FY21 | 3 Year<br>Total Cost | Recurring or<br>Nonrecurring | Fund<br>Affected |
|--------------|------|------|------|----------------------|------------------------------|------------------|
| <b>Total</b> |      | NFI  |      |                      |                              |                  |

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

### SUMMARY

#### Synopsis of Memorial

Senate Memorial 84 requests the Administrative Office of the Courts (AOC) and the Judicial Education Center (within the Institute of Public Law at the University of New Mexico Law School) (JEC) study administrative law judge educational needs, resources and best practices during the legislative interim. That study, along with requests for legislation to address administrative law judge education, are to be presented to the interim committee for courts, corrections and justice issues by October 1, 2019. Copies of this memorial are to be transmitted to the governor, the directors of AOC and JEC, and the co-chairs of the New Mexico legislative council.

### FISCAL IMPLICATIONS

LFC staff assumes this study can be completed by the agencies involved using currently budgeted funds, and there will be no fiscal impact to the state.

### SIGNIFICANT ISSUES

As reported in the memorial, numerous executive branch agencies and independent regulatory agencies in the state employ administrative law judges to conduct proceedings that have legal significance and depend on administrative law judges to conduct those proceedings in a proper manner to reach the appropriate outcome. The memorial states New Mexico would benefit from an effective means of training administrative law judges in best practices concerning the conduct

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of proceedings, the application of law to facts, the determination of facts in contested proceedings and the effect of substantive bodies of law on executive branch agency decisions.

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