

**MINUTES
of the
SIXTH MEETING
of the
COURTS, CORRECTIONS AND JUSTICE COMMITTEE**

**October 12-13, 2021
State Capitol, House Chambers
Santa Fe**

The sixth meeting of the Courts, Corrections and Justice Committee was called to order by Representative Gail Chasey, co-chair, on October 12, 2021 at 9:29 a.m. in the House Chambers of the State Capitol in Santa Fe.

Present

Sen. Joseph Cervantes, Co-Chair
Rep. Gail Chasey, Co-Chair
Rep. Eliseo Lee Alcon
Sen. Daniel A. Ivey-Soto
Sen. Bill B. O'Neill
Sen. Cliff R. Pirtle (10/12)
Rep. William "Bill" R. Rehm
Sen. Antoinette Sedillo Lopez
Rep. Christine Trujillo

Absent

Rep. Karen C. Bash
Rep. Zachary J. Cook
Sen. Mark Moores
Rep. Debra M. Sariñana

Advisory Members

Sen. Gregory A. Baca (10/13)
Rep. Alonzo Baldonado (10/12)
Rep. Christine Chandler
Rep. Kelly K. Fajardo (10/12)
Sen. Linda M. Lopez (10/12)
Rep. Georgene Louis (10/13)
Rep. Roger E. Montoya
Sen. Mimi Stewart
Sen. Peter Wirth (10/12)

Rep. Deborah A. Armstrong
Rep. Micaela Lara Cadena
Sen. Jacob R. Candelaria
Sen. Katy M. Duhigg
Rep. Doreen Y. Gallegos
Rep. T. Ryan Lane
Rep. Antonio Maestas
Rep. Andrea Romero
Rep. Patricia Roybal Caballero

(Attendance dates are noted for members not present for the entire meeting.)

Staff

Elisabeth Johnson, Staff Attorney, Legislative Council Service (LCS)
Sean Dolan, Staff Attorney, LCS
Erin Bond, Research Assistant, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts and other written testimony are in the meeting file and posted on the legislature's website.

References to Webcast

The time reference noted next to each agenda item in this document is cross-referenced to the webcast of the committee meeting, which can be found at www.nmlegis.gov, under the "Webcast" tab. The presentations made and committee discussions for agenda items can be found on the recorded webcast for this meeting.

Tuesday, October 12

Private Prisons in New Mexico: Legislative Finance Committee (LFC) (9:30 a.m.)

Jon R. Courtney, deputy director, LFC, and Charles Sallee, deputy director, LFC, provided the committee with a presentation regarding private prisons in New Mexico. The presentation can be found here:

https://www.nmlegis.gov/handouts/CCJ%20101221%20Item%201%20Courtney_Rabin%20Private%20Prisons%20to%20CCJ%20FINAL.pdf.

Private Prisons in New Mexico: Elimination Advocacy Panel (10:53 a.m.)

Nathan Craig, advocate visitor, Immigrants in Detention, and Margaret Brown Vega, Ph.D., provided the committee with a presentation regarding the elimination of private prisons in New Mexico. The presentation materials can be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=CCJ&Date=10/12/2021&ItemNumber=2>.

Private Prisons in New Mexico: Corrections Department (11:45 a.m.)

Alisha Tafoya Lucero, secretary, Corrections Department, provided the committee with an update on private prisons in the state.

Federal Prison Rape Elimination Act of 2003 (PREA) Compliance (1:44 p.m.)

Tom Kovach, project manager, PREA America; Reverend Holly Beaumont, D.Min., organizer, Interfaith Worker Justice; Jerry Smith, PREA coordinator and contract monitor, Corrections Department; and Ann Marie Pettis, quality assurance manager, Western New Mexico Correctional Facility, provided the committee with a presentation on PREA compliance.

Private Prison Moratorium Legislation (3:10 p.m.)

Representative Angelica Rubio; Nia Rucker, policy counsel and regional manager, American Civil Liberties Union of New Mexico; and Fernanda Banda, advocacy organizer, New

Mexico Dream Team, provided the committee with a presentation regarding private prison moratorium legislation.

Public Comment (4:08 p.m.)

A list of individuals making public comment is available in the meeting file.

Recess

The committee recessed at 4:11 p.m.

Wednesday, October 13

Influence of Gangs in the Prison System (9:41 a.m.)

Anthony Romero, deputy director, Adult Institutions Division, Corrections Department, and Randy Gifford, captain, Security Threat Intelligence Unit, Corrections Department, provided the committee with a presentation regarding gangs in the prison system. The presentation can be found here:

<https://www.nmlegis.gov/handouts/CCJ%20101221%20Item%206%20Gangs%20in%20the%20Prison%20System.pdf>.

Approval of Minutes (11:20 a.m.)

Upon a motion made and seconded, and without any objections, the committee approved the minutes of the September 27-29, 2021 meeting, subject to changing the title of the presentation "Children, Youth and Families Department Ombud" to "Overview of Ombud Models for Child Welfare Departments in the United States".

Transitional Housing (11:22 a.m.)

Ricki Bloom, program manager, HopeWorks; Melanie Martinez, director, Adult Probation and Parole Division, Corrections Department; and Haven Scogin, manager, Community Corrections, Adult Probation and Parole Division, Corrections Department, provided the committee with a presentation regarding transitional housing. The presentation can be found here:

<https://www.nmlegis.gov/handouts/CCJ%20101221%20Item%207%20PROBATION%20%20PAROLE%20DEPARTMENT.pdf>.

State Indian Child Welfare Act Legislation (1:39 p.m.)

Representative Louis; Phillip Perez, governor, Pueblo of Nambe; Jacqueline Yalch, director, Social Services, Pueblo of Isleta, and president, New Mexico Tribal Indian Child Welfare Consortium; and Ann Rodgers, owner-attorney, Chestnut Law Offices, P.A., provided the committee with a presentation regarding the proposed State Indian Child Welfare Act. The presentation can be found here:

<https://www.nmlegis.gov/handouts/CCJ%20101221%20Item%208%20221200.4.pdf>.

Public Comment (3:01 p.m.)

A list of individuals making public comment is available in the meeting file.

Adjournment

There being no further business before the committee, the meeting adjourned at 3:09 p.m.