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FISCAL IMPACT REPORT

SPONSOR HJC DATE TYPED 2/17/2004 HB 598/HJCS

SHORT TITLE DWI Sentencing Enhancements SB _____

ANALYST Valenzuela

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY04	FY05	FY04	FY05		
	NFI		NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of Bill

The bill amends the phrase “great bodily injury” to “great bodily harm” to align with the statutory definition. The bill also amends the definition for prior DWI convictions to include those convictions within tribal boundaries. Finally, the bill increases the basic sentence for conviction of great bodily harm by vehicle from two to four years.

Significant Issues

As used in the Criminal Code (Section 30-1-1 NMSA 1978), "great bodily harm" means an injury to the person, which creates a high probability of death, or which causes serious disfigurement, or which results in permanent or protracted loss or impairment of the function of any member or organ of the body.

FISCAL IMPLICATIONS

The bill does not contain an appropriation.

MFV/yr:lg