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FISCAL IMPACT REPORT

SPONSOR King DATE TYPED 1/31/05 HB 480

SHORT TITLE Corrections Community Supervision Fund SB _____

ANALYST Peery

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
	See Narrative			Recurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

REVENUE

Estimated Revenue		Subsequent Years Impact	Recurring or Non-Rec	Fund Affected
FY05	FY06			
	See Narrative		Recurring	Corrections Department Community Supervision Fund

(Parenthesis () Indicate Revenue Decreases)

SOURCES OF INFORMATION

LFC Files

Response Received From
New Mexico Corrections Department (NMCD)

No Response
State Treasurer (ST)

SUMMARY

Synopsis of Bill

House Bill 480 creates a “Corrections Department Community Supervision Fund” to replace the “Corrections Department Intensive Supervision Fund”. The new fund is to be overseen by the State Treasurer that would require all probation and parole supervision fees collected by the New Mexico Corrections Department be placed into this fund. The proposed legislation states the fees collected are to be used to help fund and operate all of the Department’s supervision programs.

PERFORMANCE IMPLICATIONS

NMCD reports the proposed legislation could improve the performance of the probation and parole supervision programs by giving the Department flexibility to use the community supervision fund to fund and operate all supervision programs.

FISCAL IMPLICATIONS

NMCD states there could be a minimal increase in yearly revenue if the proposed bill were to cause the probation and parole officers not working in intensive supervision to have more of an incentive to collect probation and parole supervision fees from all their probationers and parolees.

Continuing Appropriations

This bill creates a new fund to replace a fund and provides for continuing appropriations. The LFC is concerned about including continuing appropriation language in the statutory provisions for newly created funds. Earmarking reduces the ability of the legislature to establish spending priorities.

ADMINISTRATIVE IMPLICATIONS

NMCD states the proposed legislation gives the Department flexibility to use the fund to help fund, operate and administer all of its probation and parole supervision programs, and not just its intensive supervision programs.

RLP/sb