

LFC Requester:

Scott Sanchez

**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

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:

Date Prepared: 01/25/2024

Original X **Amendment** _____
Correction _____ **Substitute** _____

Bill No: SJM2

Sponsor: Shannon D. Pinto, Linda
M. Lopez, Brenda G.
McKenna, Roberto
"Bobby" Gonzales,
Antoinette Sedillo Lopez

Agency Name and Code Number: 305 – New Mexico
Department of Justice

Short Title: Missing and Murdered
Indigenous Task Force

Person Writing Analysis: AAG Delilah Tenorio
Phone: 505-537-7676
Email: legisfir@nmag.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY24	FY25	FY26	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

This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator’s request. The analysis does not represent any official policy or legal position of the NM Department of Justice.

BILL SUMMARY

Senate Joint Memorial (“SJM”) 2 would direct the Attorney General and the NM Department of Justice convene a Missing and Murdered Indigenous Women and Relatives (“MMIWR”) Task Force consisting of forty (40) members in which the Attorney General or the Attorney General’s designee serves as the chair and where the members of the task force serve at the pleasure of the Attorney General. Under SJM2 the task force will update the 2022 MMIWR state response plan and provide legislative recommendations on how to address the MMIWR crisis in NM. Task force membership should consist of no more than ten (10) representatives from the department of public safety which includes the office of the attorney general; two (2) legislators; no more than three (3) pueblo representatives; no more than two (2) representatives from the Jicarilla Apache Nation; no more than two (2) representatives from the Mescalero Apache Tribe; no more than three (3) representatives from the Navajo Nation; no more than five (5) representatives from an urban indian center, local non-governmental organization, a statewide legal or local non-governmental agency that provides legal services to survivors of violence, etc.; no more than four (4) other representatives from other non-profit organizations; no more than five (5) representatives indigenous survivors of violence, including family members, and member of the LGBTQ+ and two spirit + community; and no more than four (4) representatives who have experience as tribal prosecutors, tribal criminal investigators, a tribal emergency dispatcher, tribal law enforcement or a tribal social worker or program director.

SJM2 does not allow the task force members to be compensated for their service, other for per diem for meetings where members travel more than 100 miles to the meeting location or for contractual services that the Attorney General deems necessary.

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.

SIGNIFICANT ISSUES

SJM2 does not provide an appropriation for the creation or maintenance of the task force in the NM Department of Justice. The creation of the task force under SJM2 may have overlapping duties with the recent establishment of the Missing and Murdered Indigenous Persons (“MMIP”) Advisory Council. The MMIP Advisory Council was created to carry on the work of the previous MMIWR task force and implement the existing state response plan. The work of the task force established under SJM2 is similar to the work that the MMIP Advisory Council will also undertake.

PERFORMANCE IMPLICATIONS

The NM Department of Justice will house the task force and is responsible for selecting and appointing members as outlined in SJM2.

ADMINISTRATIVE IMPLICATIONS

There is no appropriation attached to SJM2 for the NM Department of Justice to assist with the creation of the task force or with development or implementation of any new recommendations to the existing state response plan.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status Quo.

AMENDMENTS

None.