

LFC Requester:	LFC
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**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:

LFC@NMLEGIS.GOV

and

DFA@STATE.NM.US

{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Click all that apply:

Original Amendment
Correction Substitute

Date 2024-02-01

Bill No: SM9

Sponsor: Pinto, Shannon D. Agency Name and Code NMHED
Short GUN VIOLENCE Number: _____
Title: PREVENTION TASK Person Writing Comes, Douglas
Phone: 5056706478 Email douglas.comes@hed.n

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

N/A	N/A	N/A	N/A	N/A

(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	N/A	N/A	N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation Act:

SECTION III: NARRATIVE

BILL SUMMARY

SM9 calls for the Crime Victims Reparation Commission (CVRC) to convene a statewide Gun Violence Prevention Task Force to study the issue of gun violence in New Mexico and make recommendations for addressing the issue. The task force will be composed of representatives from the CVRC and others from across New Mexico state and tribal organizations.

FISCAL IMPLICATIONS

There is no appropriation in SM9.

SIGNIFICANT ISSUES

SM9 calls for the Crime Victims Reparation Commission (CVRC) to convene a statewide Gun Violence Prevention Task Force to study the issue of gun violence in New Mexico and make recommendations for addressing the issue.

The task force will be composed of representatives from the CVRC and the representatives from the following organizations or groups:

- The New Mexico Public Education Department (NMPED)
- The New Mexico Higher Education Department (NMHED)

- The New Mexico Department of Public Safety
- The New Mexico Department of Health
- The New Mexico Health Care Authority
- The New Mexico Children, Youth and Families Department
- The New Mexico Department of Game and Fish
- The University of New Mexico (UNM)
- Indian Nations, Tribes, and Pueblos of New Mexico
- Pueblo, federal, and local law enforcement agencies
- Gun advocates and distributors
- Anti-domestic violence and sexual assault groups

The task force will:

- Study the root causes and contributing factors of gun violence in New Mexico
- Identify strategies and policies that can effectively reduce the incidence of gun violence in New Mexico
- Examine current state and federal laws related to gun ownership, possession, and use
- Recommend measures which can enhance public safety while respecting the Second Amendment of the United States Constitution
- Examine ways to promote public education and awareness about the risks of gun violence and the importance of responsible gun ownership
- Engage with community leaders, law enforcement officials, health care professionals, and other stakeholders to develop and implement effective strategies and policies to prevent gun violence and enhance public safety

The task force is directed to create different stakeholder tables with different parties in order to define the problems, identify the risks and protective factors, and enhance public safety.

Gun violence has recently directly impacted higher education in New Mexico. On October 19, 2022, a shooting at the University of New Mexico (UNM) led to the death of a UNM student and the wounding of another student from New Mexico State University (NMSU).

According to a November 23, 2022, article from the Associated Press, officials at NMSU said there were no arrests on campus involving weapons in 2021, only one in 2020, and three in 2019. At UNM, there have been 10 cases of weapons found in campus housing in the prior four years, leading to two arrests, citations, or summons in 2019 (<https://apnews.com/article/sports-college-basketball-education-new-mexico-d0fda90db1ba1aa48d40b306becd24d4>). New Mexico prohibits gun possession on higher education institution (HEI) campuses.

An October 2016 report by the Citizens Crime Commission of New York City identified 190 intentional shootings from the 2001-2002 to 2015-2016 academic years in which one person was intentionally shot (excluding the shooter) on or near a college campus (those near a campus were only included if a student was shot). The incidents occurred at 142 different HEIs. The report notes that shooting incidents increased one hundred fifty-three percent (153%) when comparing the 2001-2002 to 2005-2006 academic years versus the 2011-2012 to 2015-2016 academic years. With the same comparison groups, the report notes that total casualties increased two hundred

forty-one percent (241%) (<https://nycrimecommission.org/wp-content/uploads/2023/05/CCC-Aiming-At-Students-College-Shootings-2016.pdf>).

PERFORMANCE IMPLICATIONS

The statewide Gun Violence Prevention Task Force will report its findings and conclusions to the interim committee dealing with courts, corrections, and justice issues, the Legislative Health and Humans Services Committee, and the Governor. No deadline is indicated.

ADMINISTRATIVE IMPLICATIONS

The provisions of SM9 will be administered by the Crime Victims Reparation Commission (CVRC) and the statewide Gun Violence Task Force.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Several pieces of legislation are related to SM9. They include:

- HB46 - Felon Possession of Firearm Penalty
- HB81 - Gun Storage Tax Credit
- HB114 - Firearm Industry Accountability Act
- HB127 - Age 21 for Firearm Purchases
- HB129 - Firearm Sale Waiting Period Crimes
- HB137 - Gas-Operated Semiauto Firearms Exclusion Act
- HB144 - Office of Gun Violence Prevention
- HB198 - Felon in Possession of Firearm Penalty
- HB255 - Gadsden Flag Gun Safety License Plate
- SB69 - 14-Day Firearm Sale Waiting Period

TECHNICAL ISSUES

SM9 indicates no deadline for the statewide Gun Violence Prevention Task Force to share its findings.

It is unclear what is meant by "create different stakeholder tables?" in the memorial.

OTHER SUBSTANTIVE ISSUES

N/A

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

If SM9 were not enacted, a statewide Gun Violence Prevention Task Force would not form. Additionally, a state-level effort to study gun violence might not take place.

AMENDMENTS

N/A