

LFC Requester:

Scott Sanchez

**AGENCY BILL ANALYSIS - 2026 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO**  
**[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto:billanalysis@dfa.nm.gov)**  
*(Analysis must be uploaded as a PDF)*

**SECTION I: GENERAL INFORMATION**

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

**Date Prepared:** 1/20/2026 **Check all that apply:**  
**Bill Number:** HB 52 **Original**  **Correction**    
  **Amendment**   **Substitute**  

<b>Sponsor:</b> <u>Andrea Reeb</u>	<b>Agency Name and Code Number:</b> <u>AOC-218</u>
<b>Short Title:</b> <u>Criminal Competency Statute</u>	<b>Person Writing</b> <u>Adam Leuschel</u>
<u>Cross References</u>	<b>Phone:</b> <u>505-699-6451</u> <b>Email:</b> <u>aocapl@nmcourts.gov</u>

**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		
\$0	\$0		

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		
\$0	\$0	\$0		

(Parenthesis ( ) indicate revenue decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	FY26	FY27	FY28	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	\$0	\$0	\$0			

(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**

Synopsis: HB 52 amends several different statutes to correct cross-references to NMSA 1978, Section 33-2-34, and correct grammar. HB 52 only makes technical changes and does not propose any substantive changes to any statutes amended.

There is no appropriation listed in this bill.

There is no effective date of this bill. It is assumed that the effective date is May 20, 2026, which is 90 days following adjournment of the Legislature.

#### **FISCAL IMPLICATIONS**

There will be a minimal administrative cost for statewide update, distribution and documentation of statutory changes.

#### **SIGNIFICANT ISSUES**

During the 2025 Regular Legislative Session, Section 33-2-34 was heavily amended, resulting in the adding of new subsections and renumbering of other subsections. This included renumbering previous Section 33-2-34(L) to Section 33-2-34(N). HB 52 proposes to correct statutory references from previous subsection (L) to reference the current subsection (N) in the following statutes:

- NMSA 1978, Section 30-7-16(E)(5)
- NMSA 1978, Section 31-3-12(A)(5)
- NMSA 1978, Section 31-9-1.2(A)(9)
- NMSA 1978, Section 31-9-1.4(A)(9)
- NMSA 1978, Section 31-9-1.5(A)(9)
- NMSA 1978, Section 31-9-1.6(C)(9)
- NMSA 1978, Section 31-18-16(G)(3)
- NMSA 1978, Section 33-2A-3(D)(3)

Another change that was made during the 2025 Regular Legislative Session was renumbering Section 33-2-34(D) to Section 33-2-34(F). HB 52 also proposes to amend NMSA 1978, Section 33-11-3(C)(3) to correct the reference from subsection (D) to the current subsection (F).

Finally, HB 52 proposes two minor technical corrections: the first adds the word “and” to the end of Section 31-9-1.5(E)(4), and the second changes the word “his” to the phrase “the person’s” in Section 33-2A-3(D)(2). Both changes make the statutes grammatically correct.

All proposed amendments in HB 52 are technical in nature and do not substantively amend any of the statutes encompassed in the bill.

## **PERFORMANCE IMPLICATIONS**

The courts are participating in performance-based budgeting. This bill may have an impact on the measures of the courts in the following areas:

- Cases disposed of as a percent of cases filed
- Percent change in case filings by case type

## **ADMINISTRATIVE IMPLICATIONS**

See “fiscal implications” above.

## **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

## **TECHNICAL ISSUES**

## **OTHER SUBSTANTIVE ISSUES**

## **ALTERNATIVES**

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

## **AMENDMENTS**