

AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

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(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: 21 January 2026 **Check all that apply:**
Bill Number: HB 52 **Original** **Correction**
 Amendment **Substitute**

Sponsor: Reeb
Short Title: Criminal Competency Statute Cross-References

Agency Name and Code Number: New Mexico Sentencing Commission (354)
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SECTION II: FISCAL IMPACT**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		

(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						

(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 makes a variety of conforming amendments required by changes in the 2025 Legislative Session to the earned meritorious deductions statute, Section 33-2-34 NMSA 1978. Eight sections of law need to amend the subsection for the definition of serious violent offense now found at Section 33-2-34(N)(4). Additionally, there is one section of law where a reference to the subsection regarding lump sum meritorious deductions, now at Section 33-2-34(F) needs to be fixed.

The following eight sections of law are being amended to correctly refer to Section 33-2-34(N):

- Section 30-7-16 NMSA 1978, regarding receipt, transportation, or possession of firearms or destructive devices.
- Section 31-3-12 NMSA 1978, regarding the availability of GPS system data on defendants on pretrial release.
- Section 31-9-1.2 NMSA 1978, regarding determination of competency and commitment.
- Section 31-9-1.4 NMSA 1978, regarding determination of competency for incompetent defendants.
- Section 31-9-1.5 NMSA 1978, regarding evidentiary hearings for determination of competency
- Section 31-9-1.6 NMSA 1978, regarding hearings to determine developmental or intellectual disability in competency proceedings.
- Section 31-18-16 NMSA 1978, regarding alteration of basic sentences for use, brandishing, or discharge of a firearm.
- Section 33-2A-3 NMSA 1978, the definitions section of the Corrections Population Control Act.

The following section of law is being amended to correctly refer to Section 33-2-34(F):

- Section 33-11-3 NMSA, the regulations section of the Inmate Literacy Act.

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

As there are no substantive changes to law in HB 52, the NMSC has no significant issues to flag.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS