

LFC Requester: \_\_\_\_\_

**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:** \_\_\_\_\_ *Check all that apply:*  
**Bill Number:** HB079 Original  Correction   
 Amendment  Substitute

**Sponsor:** A Reeb **Agency Name and Code** CYFD - 690  
**Short** EVIDENCE IN PROBATION **Number:** \_\_\_\_\_  
**Title:** REVOICATION **Person Writing** Kathleen Hardy  
**Phone:** 505-660-8508 **Email** Kathleen.hardy@cyfd.nm.gov

**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
<b>Total</b>		4000.0	4000.0	12,000.0	Recurring	General

(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: This bill reduces the standard of proof in juvenile probation revocation proceedings from “beyond a reasonable doubt” to “preponderance of the evidence”.

### **FISCAL IMPLICATIONS**

There is no appropriations contained within this bill. CYFD may not be able to absorb the fiscal impact of an expanded juvenile justice secure facility population with existing resources. For example, a twelve-bed facility in 2014 required an annual investment of approximately \$4,000.0.

### **SIGNIFICANT ISSUES**

This reduction in the standard of proof makes it easier to prove that a juvenile has committed a probation violation. This may result in increased probation violations and more adjudicated children being sent to a secure facility due to noncompliance with community-based supervision through probation.

### **PERFORMANCE IMPLICATIONS**

CYFD has performance measures concerning juvenile justice which may be affected by this bill.

### **ADMINISTRATIVE IMPLICATIONS**

It may be difficult for CYFD to absorb the administrative implications of an expanded juvenile justice secure facility population with existing resources.

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

None identified.

### **TECHNICAL ISSUES**

None identified.

### **OTHER SUBSTANTIVE ISSUES**

None identified.

### **ALTERNATIVES**

None proposed.

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

Status quo.

### **AMENDMENTS**

None proposed.