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| LFC Requester: | |
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AGENCY BILL ANALYSIS - 2026 REGULAR SESSION**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO****[AgencyAnalysis.nmlegis.gov](https://www.legis.state.nm.us/AgencyAnalysis) and email to 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:** 1/22/2026*Check all that apply:***Bill Number:** HB 105Original ☒ Correction ☐Amendment ☐ Substitute ☐**Sponsor:** Andrea Reeb**Short** Child Offender Commitment**Title:** Extensions**Agency Name
and Code****Number:**Administrative Office of the
District Attorneys 264**Person Writing**Troy J. Davis**Phone:** 505-385-8461**Email** Davistr@msn.com**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: House Bill 105 amends the Children's Code to grant courts greater discretionary power to extend probation or commitment for adjudicated delinquent children until they reach 25 years of age. The bill increases the maximum age for extended commitment from 21 to 25 years of age. The bill removes the one-year extensions for short-term and long-term commitments replacing it with broader discretionary authority to extend judgement to age 25 if necessary to protect the community.

FISCAL IMPLICATIONS

Would cause more hearing and more resources would need to be provide to district attorney offices and public defender offices.

SIGNIFICANT ISSUES

At eighteen a person is considered an adult there should be a change to 32(A)-2-19(B)(3)(D) that a delinquent that is 21 years or older be transferred to an adult facility. It is unreasonable to have twenty some year olds in custody mixing with fifteen- or sixteen-year-old delinquents. The Court should have the discretion to transfer adults to an adult facility or CYFD have a separated area for adults in the facility.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

None

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The State of New Mexico will continue to repeat the same juvenile offender issues that have been increasing from year to year. This bill provides more discretions of judge to protect the community and the child in the long run.