

LFC Requester:	
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AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO
AgencyAnalysis.nmlegis.gov 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: 1/29/2026 *Check all that apply:*
Bill Number: HB 199 Original Correction
 Amendment Substitute

Sponsor: Cathrynn N. Brown **Agency Name and Code Number:** Administrative Office of the District Attorneys 264
Short Title: Sex offender and federal law **Person Writing:** Troy J. Davis
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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

The primary purpose of House Bill 199 is to bring New Mexico law into compliance with the federal Adam Walsh Child Protection and Safety Act of 2006. The bill shortens the required timeframe for sex offenders to initially register with a county sheriff from five business days to three business days after release from custody or arrival in New Mexico.

The bill establishes a three-tier classification system for sex offenses: Tier 1: Includes offenses like enticement of a child, fourth-degree criminal sexual contact, and voyeurism against a minor. Tier 2: Includes sexual exploitation of children, certain incest cases, and fourth-degree criminal sexual penetration of a victim 16 or older. Tier 3: Includes kidnapping with intent to commit a sex offense against a minor and first-, second-, or third-degree criminal sexual penetration. Tier 3 offenders must verify registration every 90 days for the remainder of their lives. Tier 2 offenders must verify every six months for a period of 25 years (increased from 10 years). Tier 1 offenders must verify annually for a period of 15 years.

It mandates that juvenile sex offenders (aged 14 or older) register with the Children, Youth and Families Department within three business days of release. This obligation lasts until the offender turns 21 or is released from supervision.

FISCAL IMPLICATIONS

Increase funding for DPS in implement changes.

SIGNIFICANT ISSUES

Juvenile offender are not sex offenders if they are found delinquent. Delinquent act is not a conviction under the New Mexico criminal code. The disposition is seen as a civil action against the child. If the juvenile is sentenced as an adult, then the requirement would be considered a conviction. In the cases of juvenile offenders, it is up to the court to determine if the child is to sentence as a delinquent child or an adult.

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

New Mexico sex registration would be inconstant with other States and Federal law.