

LFC Requester:

Scott Sanchez

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: 1/28/2026

Check all that apply:

Bill Number: SB160Original Correction Amendment Substitute Sponsor: Antonio MaestasAgency Name
and Code770- NMCDShort Title: Increase Alteration of FirearmPerson Writing: A. Griego QuintanaTitle: Crime SentencePhone: 505-479-2296 Email: Anisa.griego-quinta@cd.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
Total	0	0	0	0	N/A	N/A

(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: Senate Bill 160 would increase (double) the additional penalty added onto a basic prison sentence when someone uses, brandishes or fires a gun while committing a crime.

Existing law requires a sentence to be extended by one year when a court or jury finds that an adult defendant used a gun in relation to a drug deal, aggravated burglary or serious violent offense. SB160 requires a two-year sentence extension for adult defendants who use a gun while committing the above crimes.

Existing law requires a sentence to be extended by three years when an adult defendant brandishes a gun while committing a felony, and by five years when they fire the gun. SB160 requires a six-year extension for brandishing a gun while committing a felony and a 10-year extension for firing one.

Existing law requires a sentence to be extended by five years when an adult defendant is found guilty for the second or subsequent time of using, brandishing or firing a gun during drug deal or while committing aggravated burglary or a serious violent offense. SB160 requires a 10-year extension for the same.

FISCAL IMPLICATIONS

SB160 increases mandatory sentence enhancements for offenses involving the use, brandishing, or discharge of a firearm. Over time, this will result in longer periods of incarceration for affected individuals and is expected to increase average length of stay and population within NMCD. Any fiscal impact is likely to be gradual and cumulative rather than immediate.

SIGNIFICANT ISSUES

None

PERFORMANCE IMPLICATIONS

SB160 strengthens accountability for high-risk conduct and would deter the use of firearms in criminal activity. By increasing the penalty enhancement when a firearm is brandished or discharged during the commission of a crime, severity of these penalties, the bill aims to deter individuals from violent criminal behavior. Overall, the amendments reinforce commitment to public safety while holding criminals accountable and increases the safety of law enforcement officers in the community.

ADMINISTRATIVE IMPLICATIONS

None

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

None

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

None

AMENDMENTS

None