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FISCAL IMPACT REPORT

ORIGINAL DATE 2/6/07

SPONSOR Fox-Young LAST UPDATED _____ HB 842

SHORT TITLE Use of Force Training Program SB _____

ANALYST Propst

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY07	FY08		
	\$100.0	Recurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From
Department of Public Safety
NMHED

SUMMARY

Synopsis of Bill

House Bill 842 appropriates \$100.0 from the General Fund to the Local Government Division of the Department of Finance and Administration in FY08 for a use of force training program for law enforcement personnel that is administrated by the City of Albuquerque Police Department.

FISCAL IMPLICATIONS

The appropriation of (AMOUNT) contained in this bill is a recurring expense to the General Fund. Any unexpended or unencumbered balance remaining at the end of FY08 shall revert to the General Fund.

SIGNIFICANT ISSUES

HB 842 appropriates \$100.0 to support a use of force training program for the Albuquerque Police Department (APD). According to a Deputy Chief at the Department of Public Safety, this program is a reactive control model (RCM) that trains an officer what level of force to use for given situations.

The APD Deputy Chief of Training and Recruiting explained that the \$100.0 in HB 842 will be used to teach use of force to Albuquerque, Rio Rancho, and Bernalillo County law enforcement officers. The training would be conducted by Louis Robles (an attorney and expert in police use of force). Mr. Robles has developed a class (and book) based upon his experience defending many law enforcement officers. He has incorporated his legal knowledge with that experience to develop training that will decrease law enforcement's legal exposure while maintaining the ability to react appropriately to defend themselves and others.

The training will be hosted at the Albuquerque Police Department and will include all the new required manuals for approximately 1,500-1,800 officers. This is a one-time training that will facilitate a train-the-trainer program within the academy. Currently, different models for use of force exist and are required training within the academy curriculum.

ADMINISTRATIVE IMPLICATIONS

The DFA Local Government Division would be the fiscal agent for the funding and APD is the primary responsible agency to administer the provisions of HB 842. According to DFA staff, they would have to implement a Memorandum of Understanding or a Joint Powers Agreement with the City of Albuquerque to responsibly administer the funding.

WEP/mt