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FISCAL IMPACT REPORT

ORIGINAL DATE 02/23/11
SPONSOR Lopez LAST UPDATED _____ HB _____
SHORT TITLE Domestic Violence Victims as Missing Persons SB 473
ANALYST Segura

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY11	FY12	FY13	3 Year Total Cost	Recurring or Non-Rec	Fund Affected
Total		minimal				

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Children Youth and Families Department (CYFD)

Public Defender Department (PDD)

Administrative Office of the Courts (AOC)

Administrative Office District Attorney (AODA)

SUMMARY

Senate Bill 473 proposes to amend Section 29-15-2 NMSA 1978, the Missing Persons Reporting Act, to clarify that a victim of domestic abuse who voluntarily flees is not a missing person. The bill prohibits law enforcement from reporting any information about a missing person, including entering data into national data clearinghouse systems, if they have reason to believe the person is a victim of domestic violence who has voluntarily fled.

FISCAL IMPLICATIONS

Senate Bill 473 does not contain an appropriation. According to AOC there may be a minimal administrative cost for statewide update, distribution and documentation of statutory changes. They indicate that any additional fiscal impact on the judiciary would be proportional to the enforcement of the law.

SIGNIFICANT ISSUES

Senate Bill 473 defines victim of domestic abuse to include victims as defined in the Crimes Against Household Members Act, Section 30-3A-3 or 3.1, or equivalents in any other jurisdictions, and those persons protected by an order of protection under the Family Violence Protection Act.

RS/bym