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FISCAL IMPACT REPORT

ORIGINAL DATE

SPONSOR Lopez **LAST UPDATED** 01/21/15 **HB** _____

SHORT TITLE Sexual Assault and Prevention Services **SB** 136

ANALYST Dunbar

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY15	FY16		
	\$1,000.0	Recurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From
Department of Health (DOH)

SUMMARY

Synopsis

Senate Bill 136 appropriates one million dollars to the DOH for expenditure in fiscal year 2016 to fund sexual assault prevention, sexual assault services, and training.

New Mexico data on rape and sexual assault is gathered from different sources, including law enforcement reports, sexual assault service providers' reports on the victims they serve, and reports made by sexual assault nurse examiner (SANE) programs. According to Sex Crimes in New Mexico XII: An Analysis of 2013 Data from *The New Mexico Interpersonal Violence Data Central Depository* (B. Caponera, 2014), the number of reported criminal sexual penetration crimes has increased each year from 1337 in 2006 to 1445 in 2013. In addition, in 2013, there were 4,220 rapes reported by law enforcement agencies, 1829 victims served by sexual assault service providers, and 1173 SANE patients. However, as many victims of sexual assault do not report their rape to either law enforcement or medical providers, these numbers underestimate the prevalence of sexual assault in New Mexico.

FISCAL IMPLICATIONS

The appropriation of \$1 million contained in this bill is a recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of FY16 shall revert to the general fund.

This appropriation is not included in the Executive Budget Request.

SIGNIFICANT ISSUES

Data from the 2013 Youth Risk and Resiliency Survey indicate that 9.1 percent of Crimes in New Mexico V: An Analysis of Data from *The Survey of Violence* students in New Mexico have been raped during their lifetime, and 11.6 percent of students reported that they were forced to do something sexual by a dating partner in the 12 months prior to the survey. According to *Sex Victimization in New Mexico* (2005), a self-report survey of NM adults, 21 percent of women and 4 percent of men in New Mexico have experienced a completed rape during their lifetime.

DOH reports that persons who have experienced sexual assault are at elevated risk for many adverse health outcomes, including an increased risk of poor physical health, poor mental health, high medical costs, chronic health conditions, sexual or substance use risk behaviors, suicidal ideation, and suicide attempts.

DOH further states that prevention of sexual assault should include developing attitudes, knowledge, skills, behaviors and resources necessary to promote individual and community health, safety, and wellbeing. The Centers for Disease Control and Prevention classifies prevention and intervention activities as follows:

- Primary Prevention: Activities that take place before sexual violence has occurred to prevent initial perpetration or victimization.
- Secondary Prevention: Immediate responses after the sexual violence has occurred to deal with the short-term consequences of sexual violence.
- Tertiary Prevention: Long-term responses after sexual violence has occurred to deal with the lasting consequences of violence, and sexual offender treatment interventions.

Use of all three approaches together constitutes a comprehensive effort to prevent and respond to sexual violence. Evidence-based programming has been developed in recent years that has been shown to reduce sexual violence, and can be adapted and implemented in New Mexico.

PERFORMANCE IMPLICATIONS

SB136 relates to the DOH FY16 Strategic Plan Goal to Improve Health Outcomes for the People of New Mexico, and to the DOH Performance Measure “Number of people completing a DOH-funded sexual assault prevention program.”

ADMINISTRATIVE IMPLICATIONS

If enacted, SB136 would not require additional program resources to implement the intent of the legislation.

ANA/bb