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HOUSE JOINT MEMORIAL 5

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

Stephanie Garcia Richard

A JOINT MEMORIAL

REQUESTING THE SECRETARY OF CHILDREN, YOUTH AND FAMILIES TO
CONVENE A DOMESTIC VIOLENCE OFFENDER TREATMENT OR INTERVENTION
PROGRAM TASK FORCE TO ANALYZE VARIOUS ASPECTS OF DOMESTIC
VIOLENCE OFFENDER TREATMENT OR INTERVENTION PROGRAMS IN NEW
MEXICO AND TO MAKE RECOMMENDATIONS FOR PROGRAM ENHANCEMENTS.

WHEREAS, the domestic violence offender treatment or
intervention fund is established in the state treasury and fees
are imposed on persons convicted of penalty assessment
misdemeanors, traffic violations, petty misdemeanors,
misdemeanors or felony offenses; and

WHEREAS, balances in the domestic violence offender
treatment or intervention fund are appropriated to the
children, youth and families department to provide funds to
domestic violence offender treatment or intervention programs

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1 to defray the cost of providing treatment or intervention to
2 domestic violence offenders; and

3 WHEREAS, Section 31-12-12 NMSA 1978 requires that funded
4 programs meet certain criteria and provide certain types of
5 services to court-ordered offenders; and

6 WHEREAS, the children, youth and families department
7 currently funds thirty-nine programs that serve hundreds of
8 individuals; and

9 WHEREAS, measuring the outcomes of these programs is
10 subject to many factors outside the control of the programs;
11 and

12 WHEREAS, best practices are continually being identified,
13 updated and studied;

14 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
15 STATE OF NEW MEXICO that the secretary of children, youth and
16 families be requested to convene a domestic violence offender
17 treatment or intervention program task force to work with the
18 current domestic violence offender treatment or intervention
19 programs to assess their operations, including curriculum,
20 client assessment, qualifications of facilitators, data
21 collection and other areas of operation; and

22 BE IT FURTHER RESOLVED that the domestic violence offender
23 treatment or intervention program task force be requested to
24 examine the role of the courts and the adult probation and
25 parole division of the corrections department in monitoring and

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1 enforcing treatment requirements and orders for offenders; and

2 BE IT FURTHER RESOLVED that the domestic violence offender
3 treatment or intervention program task force be requested to
4 review all current New Mexico laws, protocols and
5 administrative rules pertaining to domestic violence; and

6 BE IT FURTHER RESOLVED that the domestic violence offender
7 treatment or intervention program task force be requested to
8 review current research and best practices from domestic
9 violence offender treatment or intervention programs in New
10 Mexico and other states; and

11 BE IT FURTHER RESOLVED that the task force include
12 representatives from the New Mexico coalition against domestic
13 violence; the children, youth and families department; the
14 legislative finance committee; the administrative office of the
15 courts; the corrections department, including its adult
16 probation and parole division; the New Mexico tribal-state
17 judicial consortium; and offender treatment or intervention
18 program providers and victim service providers; and

19 BE IT FURTHER RESOLVED that the domestic violence offender
20 treatment or intervention program task force be requested to
21 make recommendations on best practices, methods of data
22 collection that measure short- and long-term offender outcomes
23 and methods to ensure judicial monitoring and enforcement; and

24 BE IT FURTHER RESOLVED that the domestic violence offender
25 treatment or intervention program task force be requested to

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1 provide a comprehensive written report and present its findings
2 to the interim legislative health and human services committee
3 and the legislative finance committee by November 15, 2015; and

4 BE IT FURTHER RESOLVED that copies of this memorial be
5 transmitted to the governor, the legislative finance committee,
6 the interim legislative health and human services committee and
7 the secretary of children, youth and families.