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## FISCAL IMPACT REPORT

SPONSOR Rue ORIGINAL DATE 2/9/2018  
LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_

SHORT TITLE Study Law Enforcement Body Camera Issues SM 98

ANALYST Torres

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY18	FY19	FY20	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	NFI	NFI	NFI			

Duplicates/ Relates to House Memorial 104.

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

New Mexico Attorney General (NMAG)  
Children, Youth and Families Department (CYFD)

#### Responses Not Received From

Administrative Office of the Courts (AOC)  
Administrative Office of the District Attorneys (AODA)  
Public Defender Department (PDD)  
Aging and Long-Term Services Department (ALTSO)  
Human Services Department (HSD)  
Department of Health (DOH)  
Veterans' Services Department (VSD)  
New Mexico Corrections Department (NMCD)  
Association of Counties  
Municipal League

### SUMMARY

#### Synopsis of Bill

Senate Memorial 98 asks the NMAG to study and make recommendations for policy and legislation that would incorporate best practices in law enforcement, protect the mental and physical health information of individuals, protect the privacy of victims of crime and provide the necessary transparency to law enforcement officers to ensure community support for their

actions. A primary purpose of the study is to clarify whether the IPRA laws should consider as confidential certain information collected by these cameras:

- mental health information captured while officers respond to behavioral health calls
- privacy aspects of sexual assault and domestic abuse victims

The study would consist of a “group of stakeholders” representing 21 different state agencies plus 2 Native American tribe members. The AG would report the results of the study to the appropriate legislative committees no later than December 1, 2018.

### **FISCAL IMPLICATIONS**

No fiscal impact was identified as stakeholders would absorb any costs with existing resources.

### **PERFORMANCE IMPLICATIONS**

SB 98 directs the NMAG to implement, coordinate, maintain responsibility for, and analyze the study’s findings which requires a diversion of existing resources from other duties. Diversion of staff time may affect the performance of the other duties of the NMAG.

### **ADMINISTRATIVE IMPLICATIONS**

Any administrative impact due to involvement in this group will be absorbed by existing resources.

IT/jle