FISCAL IMPACT REPORT

	ORIGINAL DATE 2/16/19	
SPONSOR Ruiloba	**LAST UPDATED**	**HB** 490
SHORT TITLE School Training For Law Enforcement		**SB**
	ANALYST Edwards	

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY19	**FY20**	**FY21**	**3 Year Total Cost**	**Recurring or Nonrecurring**	**Fund Affected**
Total	Minimal	$195.0	$0.0	$195.0	Nonrecurring, see fiscal implications	General Fund
Total	Minimal	$125.0	$0.0	$125.0	Recurring, see fiscal implications	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to House Bill 330.

SOURCES OF INFORMATION
LFC Files

Responses Received From
Department of Public Safety (DPS)
New Mexico Attorney General (NMAG)

SUMMARY

Synopsis of Bill

House Bill 490 would amend Section 29-7-4 NMSA 1978 to require the New Mexico law enforcement academy board to implement a planned program of initial and in-service training for certified and commissioned law enforcement officers employed by the New Mexico state police, municipal police departments and county sheriff offices that is specific to best practices for law enforcement and school interactions. House Bill 490 would also require the New Mexico law enforcement academy board to prescribe qualifications for instructors and prescribe courses of instruction for the training that is specific to best practices for law enforcement and school interactions.

FISCAL IMPLICATIONS

DPS explains if House Bill 490 is enacted, it would require a needs analysis or job task analysis

to determine what the specific job performances would be for "special needs and circumstances of working in a school environment, threat response, crisis management, de-escalation techniques, school safety, emergency planning, strategies for securing a school campus and other topics as required by the board".

DPS believes a specific needs analysis or job task analysis would need to be completed to develop the training curriculum correction. The initial or basic training would be between 24 hours and 30 hours in duration, the in-service (29-7-7.1 NMSA 1978) would be between 2 and 4 hours, and the instructor level course(s) would be around 32 hours. DPS also believes up to half of the instructor course would be scenario or reality-based training.

DPS states "the methodology would be to focus on instructor level courses offered statewide. To accomplish this, it is presumed that our state-wide law enforcement agencies would support and send personnel to these regional instructor level courses to develop an instructional cadre to facilitate the training of the line officers in the basic academies throughout the state as well as to train the incumbent officers to meet the 29-7-7.1 NMSA 1978, in-service training requirements statewide. The Law Enforcement Academy Board will vet and ratify the training curriculum and by means of a New Mexico administrative rule amendment, adopt these changes in accordance with the state rules act."

DPS believes carrying out the provisions of the bill would cost $320 thousand in the first year:

1. Job task analysis - $125 thousand initial expense, *recurring once every 4 years afterwards* to ensure training is relevant and updated
2. Curriculum Development - $25 thousand for both the instructor and the end user
3. Conduct 24 Instructor level courses regionally - $120 thousand in fees, travel, facilities, etc.
4. Reality based training disposable supplies for Instructor courses - $50 thousand including ammo, protective gear, etc.

This amount would be in addition to DPS' current appropriations for the operation of the Law Enforcement Academy with the total of $125 thousand reoccurring every 4th calendar year. This analysis assumes significant costs would not be incurred until FY20.

SIGNIFICANT ISSUES

DPS explains

"On page one, lines 12 through 14, (as well as other areas of the bill) seek to outline the law enforcement agencies required under House Bill 490. The language should be simplified to "requiring all commissioned and certified Law Enforcement Officers". By attempting to list the law enforcement agencies, there unintentionally are a number of law enforcement agencies not included in the list. As an example, tribal agencies who are 29-1-11 NMSA 1978 compliant, other state law enforcement agencies such as the Game & Fish Department, Livestock Board, Attorney General's Office, etc. [are not included in the bill]."

If House Bill 490 is enacted, it will add between three and four days to the Basic Training Academy at the Law Enforcement Academy and the nine Regional Satellite Basic Training Academies.

Additionally, the Law Enforcement Academy Board of Directors would need to amend its rules as articulated within the NM Administrative Code. Once the standards are developed through the Job Task Analysis, the rule change process will take about 6 months to complete in compliance with the State Rules Act.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Related to House Bill 330 Training Law Enforcement for School Resources.

TE/gb