

LFC Requester:	Austin Davidson
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**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

<i>Check all that apply:</i>				Date Prepared:	1/16/24
Original	X	Amendment		Bill No:	HB 87
Correction		Substitute			

Sponsor:	Cynthia Borrego and Joseph Sanchez	Agency Name and Code Number:	305 – New Mexico Department of Justice
Short Title:	Combine Motor Vehicle Crimes for Sentencing	Person Writing Analysis:	Johnna L. Walker
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY24	FY25	FY26	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
 Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator's request. The analysis does not represent any official policy or legal position of the NM Department of Justice.

BILL SUMMARY

Synopsis: This bill would combine Embezzlement of a Vehicle or Motor Vehicle, Fraudulently Obtaining a Vehicle or Motor Vehicle and Receiving or Transferring Stolen Vehicles or Motor Vehicles for sentencing. This would subject anyone convicted of any combination of these offenses to subsequent offense enhancement and a heightened degree of felony offense. This would cast a wider net for criminal liability and subject defendants to increased penalties.

FISCAL IMPLICATIONS

N/A

SIGNIFICANT ISSUES

HB 87 may raise questions when defendants are charged in a single case with multiple offenses listed under Section 30-16D-1 through 4 and whether each charge constitutes a first offense.

PERFORMANCE IMPLICATIONS

N/A

ADMINISTRATIVE IMPLICATIONS

N/A

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

N/A

TECHNICAL ISSUES

N/A

OTHER SUBSTANTIVE ISSUES

N/A

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo

AMENDMENTS