

<b>LFC Requester:</b>	
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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}*

*Check all that apply:*

**Original**      x      **Amendment**    \_\_\_\_\_  
**Correction**    \_\_\_\_\_    **Substitute**    \_\_\_\_\_

**Date Prepared:**      1/23/24  

**Bill No:**      HB193  

**Sponsor:**      Art De La Cruz, Meredith  
                  A. Dixon, Alan T. Martinez  

**Short Title:**      Law Enforcement  
                  Retention Disbursements  

**Agency Name and Code Number:**      305 – New Mexico  
  Department of Justice  

**Person Writing Analysis:**      Andrew Coffing  

**Phone:**      505-537-7676  

**Email:**      legisfir@nmag.gov  

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
	\$1,000,000.00	Recurring	General

(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)**

	<b>FY24</b>	<b>FY25</b>	<b>FY26</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(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**

House Bill (“HB”) 193 proposes to amend Section 9-19-14 NMSA 1978 to provide retention differential disbursements from the Law Enforcement Retention Fund to “full-time certified law enforcement officers” employed by one or more law enforcement agencies for requisite years of service, add a new retention differential disbursement for those officers with twenty or more service years, require law enforcement agencies to comply with the Law Enforcement Training Act and provide additional information for disbursement, and appropriate a recurring \$1,000,000 from the general fund to cover the annual cost difference for implementation.

**FISCAL IMPLICATIONS**

None to this office. Recurring appropriation of \$1,000,000 from the General Fund for implementation.

**SIGNIFICANT ISSUES**

Proposed subsection “E”, creating an annual retention differential disbursement in the amount of five percent of the officer’s salary, is a significant departure from the previously adopted structure of five percent disbursements upon completion of five, ten, fifteen, and twenty years of service. Additionally, while HB 193 proposes to eliminate the requirement that the additional year of service upon completion of each five year increment be at the “same law enforcement agency”, proposed subsection “E” maintains the same requirement of the additional year being performed at the “same law enforcement agency”.

**PERFORMANCE IMPLICATIONS**

**ADMINISTRATIVE IMPLICATIONS**

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

**TECHNICAL ISSUES**

## **OTHER SUBSTANTIVE ISSUES**

## **ALTERNATIVES**

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Status quo.

## **AMENDMENTS**