

AGENCY BILL ANALYSIS
2024 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:

LFC@NMLEGIS.GOV

and

DFA@STATE.NM.US

SECTION I: GENERAL INFORMATION

Check all that apply:

Original Amendment
Correction Substitute

Date Prepared: 2024-02-07

Bill No: HM45

Sponsor(s) Gail Chasey
:

Agency Name CYFD 69000
and Code
Number:

Person Writing Bob Cleavall
Analysis:

Short PRISON RAPE
Title: LEGISLATION TASK
FORCE

Phone: 5056603489

Email: bob.cleavall@cyfd.nm.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

ESTIMATED ADDITIONAL OPERATION BUDGET (dollars in thousands)

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

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation

Act:

SECTION III: NARRATIVE

BILL SUMMARY

House Memorial 45 requests the NM Coalition of Sexual Assault Programs to reconvene the task force created in last year's legislative session to continue the work of the task force to make its recommendations to the legislative health and human services committee and the crime victims reparation commission by November 1, 2024, regarding how the state can improve compliance with the Prison Rape Elimination Act ("PREA").

FISCAL IMPLICATIONS

None.

SIGNIFICANT ISSUES

This Memorial does not present significant issues for the department. CYFD is compliant with the requirements of PREA and is in good standing with the federal Department of Justice.

PERFORMANCE IMPLICATIONS

If the work of the task force requires the CYFD task force member to expend a significant amount of time performing task force duties, that could adversely affect the CYFD employee's performance of their regular duties. However, CYFD does not anticipate that the task force will adversely affect the department's performance in continuing to be PREA compliant.

ADMINISTRATIVE IMPLICATIONS

None identified at this time.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

CYFD notes that the task force members should include representatives from the Nations/Pueblos/Tribes (as there are detention centers on Tribal land), Tribal sexual assault programs, coalitions working with Native American victims, or Tribal behavioral/mental health providers who work with victims of sexual assault.

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

There should be no consequences for the department if this memorial is not passed. CYFD is compliant with the requirements of PREA and is in good standing with the federal Department of Justice.

AMENDMENTS

None.