

LFC Requester:

Scott Sanchez

**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: 2/1/24

Bill No: SB 277

Sponsor: Sen. Linda M. Lopez

Short Title: Tribal Law Enforcement Representative

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

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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: Senate Bill (“SB”) 277 proposes to amend a portion of the Organized Crime Act, NMSA 1978, §§ 29-9-1 to -17 (1973, as amended through 1979), by requiring that one of the members of the Governor’s Organized Crime Prevention Commission is a “tribal law enforcement representative.” SB 277 would also change the number of Commission members from 7 to 8. Lastly, SB 277 removes outdated specific dates of initial commissioner appointment terms, currently referenced in Section 29-9-3(C).

This bill does not contain an effective date and, as a result, would go into effect 90 days after the Legislature adjourns, if signed into law.

FISCAL IMPLICATIONS

None

SIGNIFICANT ISSUES

None

PERFORMANCE IMPLICATIONS

None

ADMINISTRATIVE IMPLICATIONS

None

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None

TECHNICAL ISSUES

The proposed language requiring that one commissioner be a tribal law enforcement representative might more fittingly be placed within Section 29-9-3(A), which addresses requirements of the Commission’s composition, rather than Section 29-9-3(B), which governs obligations of commissioners. *Compare* § 29-9-3(A) (“No more than four members shall belong to the same political party and at least one member shall be a member of the New Mexico bar.”), *with* § 29-9-3(B) (“Persons appointed to the commission shall . . .”).

OTHER SUBSTANTIVE ISSUES

None

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo

AMENDMENTS

None