

<b>LFC Requester:</b>	Conner Jorgenson
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**AGENCY BILL ANALYSIS  
2013 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:**

**LFC@NMLEGIS.GOV**

*And*

**DFA@STATE.NM.US**

*{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}*

**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** January 21, 2013  
**Bill No:** HB 107--305

**Sponsor:** Rep. Stephanie Garcia Richard    **Reviewing**    Attorney General's Office  
**Short**    Municipal Court Fees for Law    **Person Writing**    Rick Word, AAG  
**Title:**    Enforcement    **Phone:** 827-6029    **Email** rword@nmag.gov

**SECTION II: FISCAL IMPACT \*\*\*\*FOR LFC OFFICIAL PURPOSES\*\*\*\***  
**AGO STAFF SHOULD LEAVE SHAGED AREAS BLANK**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY13	FY14		

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation Act

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY13	FY14	FY15		

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates, Relates to, Conflicts with, Companion to

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY13</b>	<b>FY14</b>	<b>FY15</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

**SECTION III: NARRATIVE**

This analysis is neither a formal Attorney General’s Opinion nor an Attorney General’s Advisory Opinion Letter. This is a staff analysis in response to the agency’s committee’s or legislator’s request.

**BILL SUMMARY**

Summary Synopsis: HB 107 would amend NMSA 1978, Section 35-14-11(D)(2) to expand the list of designated uses of funds collected as corrections fees. Section 35-14-11 requires the imposition and collection as municipal court costs of certain fees from persons convicted of violating ordinances relating to the operation of motor vehicles or any ordinance for which jail time may be imposed. Section 35-14-11 further specifies how such funds will be utilized. HB 107 provides that corrections fees could be used for the construction planning, construction, operation and maintenance of a “law enforcement facility.” Currently, Section 35-14-11(D)(2) provides that such funds can only be used for the construction planning, construction, and maintenance of municipal jails or juvenile detention facilities.

**FISCAL IMPLICATIONS WITH ENACTING THIS BILL**

N/A

**SIGNIFICANT LEGAL ISSUES**

None noted.

**PERFORMANCE IMPLICATIONS WITH ENACTING THIS BILL**

N/A

**ADMINISTRATIVE IMPLICATIONS WITH ENACTING THIS BILL**

N/A

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP WITH BILLS INTRODUCED THIS SESSION**

N/A

**TECHNICAL ISSUES OR DRAFTING ERROR**

N/A

**OTHER SUBSTANTIVE LEGAL ISSUES**

N/A

**ALTERNATIVES TO ENACTING THIS BILL**

N/A

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

Status quo

**AMENDMENTS NEEDED TO IMPROVE THIS BILL**

N/A