

LFC Requester:	Kelly Klundt
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**AGENCY BILL ANALYSIS
2015 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 <input checked="" type="checkbox"/> Amendment <input type="checkbox"/>	Date <u>January 30, 2015</u>
Correction <input type="checkbox"/> Substitute <input type="checkbox"/>	Bill No: <u>BH 269-305</u>
Sponsor: <u>Rep. Gail Chasey</u>	Agency Code: <u>Attorney General's Office</u>
Short <u>Sen. Michael Padilla</u>	Person Writing <u>Jennifer Armijo Hughes, AAG</u>
Title: <u>Family Support</u>	Phone: <u>222-9094</u> Email <u>jhughes@nmag.gov</u>
<u>Services Program</u>	

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY15	FY16		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY15	FY16	FY17		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY15	FY16	FY17	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 Attorney General’s Opinion nor an Attorney General’s Advisory Letter. This is a staff analysis in response to an agency’s, committee’s, or legislator’s request.

BILL SUMMARY

Synopsis:

HB 269 is an act amending the abuse and neglect act to provide for the establishment of a family support services program. The act adds Section 32A-4-4.1 NMSA which requires the department to establish a family support services program to provide services to a child or family with respect to whom a report alleging neglect or abuse has been made. It allows the program to be used as an alternative to investigation upon completion of an evaluation by the department, if the results indicate that there is no immediate concern for the child’s safety, with the exception of the following: alleged sexual abuse or serious or imminent harm to the child; child fatality, the involvement of law enforcement; or a situation requiring a specialized assessment. It allows the department to remove a case from the family support services and conduct an investigation if safety concerns become evident. The department can reassign a case to family support services program. The act mandates the department to conduct a family assessment of each family enrolled and also to employ licensed social workers. The department is required to provide an annual report of program implementation and outcome to DFA and develop performance measures. Additionally, they must submit a plan to LFC by July 1, 2017.

HB 269 amends Section 32A-4-4 NMSA 1978 to add a new section which allows the department to assign the case to the family support services program if a report alleging neglect or abuse meets the criteria established pursuant to Section 32A-4-4.1 NMSA 1978.

HB 269 amends Section 32A-4-18 NMSA 1978 by allowing the court to require a child to participate in a program or service aimed at addressing the underlying causative factors jeopardizing the safety or well-being of the child.

FISCAL IMPLICATIONS

N/A

SIGNIFICANT ISSUES

N/A

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

N/A