

<b>LFC Requester:</b>	<b>ERIC CHENIER</b>
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**AGENCY BILL ANALYSIS  
2015 REGULAR SESSION**

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

**[LFC@NMLEGIS.GOV](mailto:LFC@NMLEGIS.GOV)**

*and*

**[DFA@STATE.NM.US](mailto: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:*

<b>Original</b>	<input checked="" type="checkbox"/>	<b>Amendment</b>	<input type="checkbox"/>	<b>Date</b>	<u>January 22, 2015</u>
<b>Correction</b>	<input type="checkbox"/>	<b>Substitute</b>	<input type="checkbox"/>	<b>Bill No:</b>	<u>HJR1</u>

<b>Sponsor:</b>	<u>Rep. Patricia Roybal</u>	<b>Agency Code:</b>	<u>Attorney General's Office</u>
<b>Short Title:</b>	<u>Independent Police Review Boards CA</u>	<b>Person Writing</b>	<u>John Wheeler, Chief Counsel</u>
<b>Title:</b>	<u>Boards CA</u>	<b>Phone:</b>	<u>827-6000</u>
		<b>Email</b>	<u>jwheeler@nmag.gov</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)**

	<b>FY15</b>	<b>FY16</b>	<b>FY17</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 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 reiew boards: HJR1 proposes a constitutional amendment to allow governing bodies of a county or municipality to establish a citizen police review board. Members shall be selected from a list of jurors for the county or municipality. A citizen police review board shall have authority to investigate citizen complaints against a law enforcement agency or officer, and recommend action to the governing body regarding these complaints. Actions of a citizen review board shall be public, including convening of meetings and deliberations after a hearing, as well as findings of facts and conclusions of law.

**FISCAL IMPLICATIONS N/A**

**SIGNIFICANT ISSUES:** The most significant issues in HJR1 involve making all actions of the citizen review board public. Currently, statutory and case law provide that certain aspects of a government employee being investigated or disciplined are not publicly accessible. This provision, via a constitutional amendment, would drastically alter the employment rights of the referenced group of individuals, namely law enforcement officers.

**PERFORMANCE IMPLICATIONS**

N/A

**ADMINISTRATIVE IMPLICATIONS**

N/A

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

There is no conflict, duplication, companionship, relationship of which we are currently aware. There is, however, a substantial conflict with existing law as referenced in significant legal issues above.

**TECHNICAL ISSUES**

None noted

**OTHER SUBSTANTIVE ISSUES**

See significant legal issues above

**ALTERNATIVES**

None proposed

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

Status quo

**AMENDMENTS N/A**