

LFC Requester:	Connor Jorgensen
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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

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{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: **Date** 2/12/2015
Original **Amendment** _____ **Bill No:** SB 510
Correction **Substitute** _____

Sponsor: Sen. Bill B. O'Neill **Agency Code:** Attorney General's Office
Short Crime Victim Reparations Time **Person Writing** James Torres, AAG
Title: and Fees **Phone:** 827-6064 **Email** jtorres@nmag.gov

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:

SB 510 amends and modifies Section 31-22-8 and 31-22-14 of the Crime Victims Reparations Act and creates a crime victims reparation fee.

With regard to Section 31-22-8: First, this bill removes aggravated arson from the enumerated offenses. Second, this bill creates an additional requirement that the dangerous use of explosives must result in bodily injury, whereas the current statute simply enumerates the dangerous use of explosives. Third, SB 510 expands enumerated offenses by removing the requirement that the crime of stalking be aggravated. Fourth, this bill adds assault against a household member and battery against a household member to the enumerated offenses.

With regard to Section 31-22-14: This bill allows the commission to extend the time for filing an application for reparation beyond the time limits currently imposed for a showing of good cause. This bill also neutralizes references to gender in this section.

Finally, SB 510 proposes the creation of a crime victim’s reparation fee assessed and collected from a person convicted of penalty assessment misdemeanor (\$15), traffic violation (\$15), petty misdemeanor (\$50), misdemeanor (\$50) or felony offense (\$75). This fee will be collected at sentencing and shall be deposited in the crime victims reparation fund.

FISCAL IMPLICATIONS

N/A

SIGNIFICANT ISSUES

N/A

PERFORMANCE IMPLICATIONS

N/A

ADMINISTRATIVE IMPLICATIONS

N/A

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

N/A

TECHNICAL ISSUES

Addressed above

OTHER SUBSTANTIVE ISSUES

N/A

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status Quo

AMENDMENTS