

New Mexico Sentencing Commission Bill Tracker (2022 Reg)

Bill: HB5
Sponsors: Matthews (D27)
Title: REBUTTABLE PRESUMPTION OF DANGER TO THE COMMUNITY FOR CERTAIN CRIMES
Summary: (Governor’s Bill) Creates the presumption that certain crimes render a person dangerous to other individuals or the community, and that they should not be granted pre-trial release on bail for the criminal charges outlined in the legislation. It would be the defendant’s responsibility to disprove that presumption as written.
Subjects: Criminal Code; Courts and Civil Matters
Progress: 1st House: Reported from Committees
Status: 02/10/2022 – House Calendar
History: 01/19/2022—H Introduced and referred to House Rules & Order of Business.
 01/20/2022—H Found Germane by Speaker Egolf and removed from Rules Committee pursuant to House Executive Message.
 01/20/2022—H Introduced and referred to House Government, Elections & Indian Affairs.
 01/20/2022—H Also referred to House Judiciary.
 01/31/2022—H Reported Do Pass by House Government, Elections & Indian Affairs.
 02/10/2022—H Reported Do Not Pass but Do Pass as substituted by House Judiciary.

Finance.
 01/25/2022—H Reported Do Pass by House Health & Human Services.

Bill: HB25
Sponsors: Rehm (R31)
Title: STATUTE OF LIMITATION, SECOND DEGREE MURDER AND DRUG TRAFFICKING
Summary: (For the Courts, Corrections and Justice Committee) (Very similar to 2021 HB62, 2020 HB26, related to 2019 HB104) Removes any time limitation for prosecuting second-degree felony murders, so that those crimes would be treated like capital felonies and first-degree violent felonies which may be prosecuted at any time.
Subjects: Alcohol, Firearms and Tobacco Products; Criminal Code; Public Safety and Corrections
Related: 2021:HB62; 2020:HB26; 2019:HB104
Progress: Introduced
Status: 01/24/2022 – House Rules and Order of Business Committee
History: 01/05/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.
 01/24/2022—H Reported Not germane by House Rules & Order of Business.

Bill: HB9
Sponsors: Herndon (D28); Ivey-Soto (D15)
Title: PENALTIES FOR GUN OWNERS OF WEAPONS ACCESSED BY MINORS
Summary: Makes it a crime for minors to access a firearm except with parental or guardian consent and imposes penalties.
Subjects: Criminal Code; Family and Juveniles
Progress: 1st House: Reported from Committees
Status: 02/07/2022 – House Appropriations and Finance Committee
History: 01/21/2022—H Introduced and referred to House Rules & Order of Business.
 01/24/2022—H Reported germane by House Rules & Order of Business.
 01/24/2022—H Also referred to House Consumer & Public Affairs.
 01/24/2022—H Also referred to House Judiciary.
 01/24/2022—H Also referred to House Appropriations & Finance.
 01/28/2022—H Reported without recommendation by House Consumer & Public Affairs.
 02/07/2022—H Reported Do Not Pass but Do Pass as substituted by House Judiciary.

Bill: HB26
Sponsors: Rehm (R31)
Title: FIREARMS AND CONTROLLED SUBSTANCE TRAFFICKING PENALTY
Summary: (Identical to 2021 HB81, 2020 HB114) Makes unlawful the carrying of a firearm while trafficking a controlled substance and imposes a third-degree felony penalty.
Subjects: Criminal Code; Alcohol, Firearms and Tobacco Products; Public Safety and Corrections
Related: 2021:HB81; 2020:HB114
Progress: 1st House: Referred to Committee
Status: 01/24/2022 – House Consumer and Public Affairs Committee
History: 01/05/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.
 01/24/2022—H Reported germane by House Rules & Order of Business.
 01/24/2022—H Also referred to House Consumer & Public Affairs.
 01/24/2022—H Also referred to House Judiciary.
 01/24/2022—H Also referred to House Appropriations & Finance.

Bill: HB16
Sponsors: Garcia, Miguel (D14)
Title: FUND ADVOCATES FOR VICTIMS OF CRIME
Summary: Appropriates \$5 million (GF) to the Crime Victims Reparation Commission for use in FYs 2023 and 2024 to fund law enforcement-based advocates for victims of gun violence and violent crime.
Subjects: Appropriations; Criminal Code; Alcohol, Firearms and Tobacco Products
Progress: 1st House: Referred to Committee
Status: 01/25/2022 – House Appropriations and Finance Committee
History: 01/04/2022—H Prefiled in the House.
 01/19/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/19/2022—H Introduced and referred to House Health & Human Services.
 01/19/2022—H Also referred to House Appropriations &

Bill: HB27
Sponsors: Rehm (R31)
Title: PRESUMPTION OF PROOF THAT PERSON TOO DANGEROUS FOR PRETRIAL RELEASE
Summary: Relates to pretrial detention in criminal cases and establishes a presumption that prosecution has proven by clear and convincing evidence that a person-defendant who meets one of six criteria is dangerous and no release conditions will reasonably protect the safety of another person or the community if the person is released during pendency of the case. Allows for the presumption to be rebutted.
Subjects: Criminal Code; Banks, Securities and Loans; Courts and Civil Matters; Public Safety and Corrections
Progress: 1st House: Referred to Committee
Status: 01/24/2022 – House Consumer and Public Affairs Committee
History: 01/04/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order

of Business.
 01/24/2022—H Reported germane by House Rules & Order of Business.
 01/24/2022—H Also referred to House Consumer & Public Affairs.
 01/24/2022—H Also referred to House Judiciary.
 01/24/2022—H Also referred to House Appropriations & Finance.

Bill: HB28
Sponsors: Rehm (R31)
Title: INCREASE PENALTY FOR FELON POSSESSING FIREARM
Summary: (For the Courts, Corrections and Justice Committee) (Related to 2020 HB6) Amends the Criminal Sentencing Act to increase the penalty for felon in possession of a firearm or destructive device to five years imprisonment, from the standard three years for a third degree felony.
Subjects: Alcohol, Firearms and Tobacco Products; Criminal Code; Public Safety and Corrections
Related: 2020:HB6
Progress: 1st House: Referred to Committee
Status: 01/24/2022 – House Consumer and Public Affairs Committee
History: 01/05/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.
 01/24/2022—H Reported germane by House Rules & Order of Business.
 01/24/2022—H Also referred to House Consumer & Public Affairs.
 01/24/2022—H Also referred to House Judiciary.
 01/24/2022—H Also referred to House Appropriations & Finance.

Bill: HB29
Sponsors: Rehm (R31)
Title: ORGANIZED RETAIL CRIME
Summary: (For the Courts, Corrections and Justice Committee) Creates and defines the category of “organized retail crime” in the Criminal Code and imposes penalties.
Subjects: Criminal Code; Business, Manufacturing and Economic Development; Public Safety and Corrections
Progress: Introduced
Status: 01/19/2022 – House Rules and Order of Business Committee
History: 01/05/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: HB31
Sponsors: Rehm (R31)
Title: LIFE IMPRISONMENT FOR VIOLENT FELONIES (THREE STRIKES LAW)
Summary: (Similar to 2021 HB58; 2020 HB33) Under the Criminal Sentencing Act, expands the types of felony convictions subject to mandatory life imprisonment without possibility of parole to persons convicted three times of violent crimes. Includes convictions of violent crimes committed before age 18, for a person sentenced as an adult under: 1) Sec. 31-18-15.3, serious youthful offender, which includes murder in the first degree; 2) Sec. 32A-2-20, disposition of a youthful offender as an adult; or 3) the laws of another state. Provides an exception for geriatric or medical parole pursuant to Sec. 31-21-25.1.
Subjects: Criminal Code; Public Safety and Corrections
Related: 2021:HB58; 2020:HB33
Progress: Introduced
Status: 01/19/2022 – House Rules and Order of Business Committee
History: 01/05/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: HB52
Sponsors: Lujan (D48)
Title: EXPAND HARM REDUCTION ACT
Summary: Governor’s Bill. (Related to 2021 SB255) Amends the Harm Reduction Act to expand the supplies provided to Harm Reduction Program participants and to enlarge the focus of the program to include reduction of overdose mortality. Excludes persons in possession of supplies or devices provided by the Harm Reduction Program from criminal liability for such possession.
Subjects: Health and Medical Practice; Criminal Code
Related: 2021:SB255
Progress: Governor
Status: 02/17/2022 – Sent to the Governor
History: 01/12/2022—H Prefiled in the House.
 01/19/2022—H Found Germane by Speaker Egolf pursuant to House Executive Message.
 01/19/2022—H Introduced and referred to House Health & Human Services.
 01/19/2022—H Also referred to House Judiciary.
 01/27/2022—H Reported Do Pass by House Health & Human Services.
 02/01/2022—H Reported Do Pass by House Judiciary.
 02/05/2022—H Opened for floor debate.
 02/05/2022—H Passed 56-10.
 02/07/2022—S Received in the Senate and referred to Senate Health and Public Affairs.
 02/07/2022—S Also referred to Senate Judiciary.
 02/10/2022—S Reported Do Pass by Senate Health and Public Affairs.
 02/12/2022—S Reported Do Pass by Senate Judiciary.
 02/14/2022—S Opened for floor debate.
 02/14/2022—S Passed 32-3.
 02/16/2022—H Enrolled and engrossed.
 02/16/2022—H Signed by Officers of House.
 02/17/2022—S Signed by Officers of Senate (2/17/22 Sent to Governor).

Bill: HB53
Sponsors: Rehm (R31)
Title: COURT ORDERED CHEMICAL BLOOD TESTS IN DWI OR DUI SUSPECTED CASES
Summary: (Related to 2022 HB54; identical to 2021 HB63 and 2020 HB231) Strengthens court’s authority to issue a warrant to conduct chemical tests on a person who has refused to submit to chemical breath testing, who is suspected of operating a motor vehicle while under the influence of intoxicating liquor or drugs. Also expands immunity provisions to include EMTs or phlebotomists among health professionals who are authorized to perform chemical blood tests on persons suspected of operating a motor vehicle or motorboat while under the influence of intoxicating liquor or drugs.
Subjects: Criminal Code; Health and Medical Practice; Public Safety and Corrections; Transportation; Alcohol, Firearms and Tobacco Products
Related: 2022:HB54; 2022:HB63; 2020:HB231
Progress: Introduced
Status: 01/19/2022 – House Rules and Order of Business Committee
History: 01/12/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: HB54
Sponsors: Rehm (R31)
Title: DUI CRIMES AND EVIDENTIARY STANDARDS
Summary: (Related to 2022 HB53; 2021 HB63 and HB187) Amends several sections of the Criminal Code related to driving under the influence (DUI) of alcohol, cannabis or “any drug”; sets specific blood concentrations standards for common drugs; includes EMTs and phlebotomists among personnel with immunity for performing blood chemistry analysis and allows for their testimony by interactive video; and expands authority of

magistrates and judges to issue search warrants for blood chemistry analysis, removing the limitation to felony cases or those involving death or great bodily harm.

Subjects: Criminal Code; Transportation; Public Safety and Corrections
Related: 2022:HB53; 2021:HB63; 2021:HB187
Progress: Introduced
Status: 01/19/2022 – House Rules and Order of Business Committee
History: 01/12/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: **HB64**
Sponsors: Garcia, Miguel (D14)
Title: STIFFER SENTENCING ENHANCEMENT FOR BRANDISHING A FIREARM
Summary: Amends the Criminal Sentencing Act by adding another layer of enhancement to an existing law which already provides for enhanced sentencing for a person who brandishes a firearm during the commission of a noncapital felony. Under existing law, for brandishing a firearm, the basic sentence is enhanced by three years; and for a second or subsequent offense the basic sentence is enhanced by five years (lesser enhancements for youth offenders). This bill would impose a stiffer enhanced sentence on repeat offenders by mandating that “any plea of guilty” to the noncapital felony “shall include a plea of guilty” to brandishing the firearm. A noteworthy consequence of the mandated plea to brandishing the firearm would significantly constrain prosecutorial discretion in plea bargaining.

Subjects: Criminal Code; Alcohol, Firearms and Tobacco Products
Progress: Introduced
Status: 01/19/2022 – House Rules and Order of Business Committee
History: 01/13/2022—H Prefiled in the House.
 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: **HB68**
Sponsors: Dixon (D20)
Title: CRIMINAL THREATS AND PENALTIES FOR FIREARM POSSESSION AND USE
Summary: Governor’s Bill. Amends the Criminal Code to create the crime of criminal threat; increases or adds penalties for unlawful possession of a firearm and aggravated fleeing a law enforcement officer; enhances sentencing for use, brandishing, or discharge of a firearm in certain offenses; prohibits deadly weapons in a school zone.

Subjects: Criminal Code; Public Safety and Corrections; Schools and Teachers; Alcohol, Firearms and Tobacco Products
Progress: 2nd House: Passed
Status: 02/17/2022 – House concurred with Senate amendments
History: 01/14/2022—H Prefiled in the House.
 01/19/2022—H Found Germane by Speaker Egolf pursuant to House Executive Message.
 01/19/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/19/2022—H Also referred to House Judiciary.
 01/19/2022—H Also referred to House Appropriations & Finance.
 01/31/2022—H Reported without recommendation as amended by House Consumer & Public Affairs.
 02/08/2022—H Reported Do Not Pass but Do Pass as substituted by House Judiciary.
 02/11/2022—H Reported Do Pass by House Appropriations & Finance.
 02/12/2022—H Opened for floor debate.
 02/12/2022—H Note: (Floor Amendment 1) (Rep. Nibert) Tabled (voice vote).
 02/12/2022—H Note 2: (Floor Amendment 1) (Rep. Baca) Withdrawn by sponsor..
 02/12/2022—H Postponed on third reading.
 02/12/2022—H Opened for floor debate.
 02/12/2022—H Note 3: Audio: 2nd third reading.
 02/12/2022—H Floor amendments adopted (Amendment 1) (Rep. Brian Baca) Voice Vote.

02/12/2022—H Passed 50-17.
 02/13/2022—S Received in the Senate and referred to Senate Judiciary.
 02/16/2022—S Reported Do Pass as amended by Senate Judiciary.
 02/16/2022—S Opened for floor debate.
 02/16/2022—S Floor amendments adopted (Amendment 1) (Sen. Peter Wirth).
 02/16/2022—S Postponed on third reading.
 02/16/2022—S Opened for floor debate.
 02/16/2022—S Note: Audio: 2nd floor debate.
 02/16/2022—S Floor amendments adopted (Amendment 2) (Sen. Joseph Cervantes) (Revises S Fl Amend 1).
 02/16/2022—S Note 2: Audio: (Amendment 2) (Sen. Joseph Cervantes) (Revises S Fl Amend 1).
 02/16/2022—S Passed 41-0.
 02/17/2022—H House concurred with Senate amendments (Concurrence on HB68 happened at 6:51 a.m.).

Bill: **HB69**
Sponsors: Dixon (D20)
Title: CRIMES OF OPERATING A CHOP SHOP AND THEFT OF REGULATED MATERIALS
Summary: Governor’s Bill. (Similar to 2021 HB145) Amends the Criminal Code to create crimes related to illegal dismantling and recycling of vehicles and other metal: 1) operating a chop shop, a third degree felony; and 2) criminal damage to property by theft or attempted theft of regulated material, punishable based on the value of the material as either a petty misdemeanor, misdemeanor, or fourth degree felony. Amends the Sale of Recycled Materials Act to prohibit a metal dealer from receiving regulated material that the dealer knows is not lawfully possessed by the offeror.

Subjects: Criminal Code
Related: 2022:HB145
Progress: 2nd House: Referred to Committee
Status: 02/11/2022 – Senate Judiciary Committee
History: 01/14/2022—H Prefiled in the House.
 01/19/2022—H Found Germane by Speaker Egolf pursuant to House Executive Message.
 01/19/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/19/2022—H Also referred to House Judiciary.
 01/19/2022—H Also referred to House Appropriations & Finance.
 01/26/2022—H Reported Do Pass by House Consumer & Public Affairs.
 02/01/2022—H Reported Do Pass as amended by House Judiciary.
 02/04/2022—H Referral withdrawn from House Appropriations & Finance.
 02/10/2022—H Opened for floor debate.
 02/10/2022—H Note: (Floor Amendment 1) (Rep. Rehm) Tabled (39-24).
 02/10/2022—H Note 2: (Floor Amendment 1) (Rep. Terrazas) Tabled (39-20).
 02/10/2022—H Note 3: (Floor Amendment 1) (Rep. Black) Tabled (39-23).
 02/10/2022—H Note 4: (Floor Amendment 1) (Rep. Lord) Tabled (42-24).
 02/10/2022—H Passed 62-5.
 02/11/2022—S Received in the Senate and referred to Senate Judiciary.

Bill: **HB79**
Sponsors: Ely (D23)
Title: SECOND DEGREE MURDER TIME AND SENTENCING
Summary: Governor’s Bill. (Related to 2022 HB25 and 2020 HB36) Amends the Criminal Code to eliminate the statute of limitations for second degree murder. Provides for a basic sentence of nine years for 2nd degree attempted murder, which is a third degree felony. Reformats and clarifies language concerning noncapital felony sentencing classifications and basic sentencing.

Subjects: Criminal Code; Public Safety and Corrections
Related: 2022:HB25; 2020:HB36
Progress: 2nd House: Referred to Committee
Status: 02/14/2022 – Senate Judiciary Committee
History: 01/15/2022—H Prefiled in the House.
 01/19/2022—H Found Germane by Speaker Egolf pursuant to House Executive Message.
 01/19/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/19/2022—H Also referred to House Judiciary.
 01/19/2022—H Also referred to House Appropriations & Finance.
 01/28/2022—H Reported Do Pass by House Consumer & Public Affairs.
 02/03/2022—H Reported Do Pass by House Judiciary.
 02/10/2022—H Reported Do Pass by House Appropriations & Finance.
 02/11/2022—H Opened for floor debate.
 02/11/2022—H Passed 66-0.
 02/12/2022—S Received in the Senate and referred to Senate Judiciary.
 02/14/2022—S Reported Do Pass as amended by Senate Judiciary.
 02/14/2022—S Note: By unanimous consent, Sen. Cervantes' motion to rescind SJC committee report carried; HB79 returned to SJC.

Bill: **HB81**
Sponsors: Cadena (D33)
Title: CONVICTION FINE FLEXIBILITY AND WAIVERS FOR INDIGENT PERSONS
Summary: (Endorsed by the Courts, Corrections, and Justice Committee) Offers new flexibility and changes the requirements for paying fines, fees and costs associated with conviction in criminal cases; expands community service options related to paying conviction-related court costs.
Subjects: Courts and Civil Matters; Criminal Code; Public Safety and Corrections
Progress: 2nd House: Referred to Committee
Status: 02/09/2022 – Senate Health and Public Affairs Committee
History: 01/19/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/19/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/19/2022—H Also referred to House Judiciary.
 01/28/2022—H Reported Do Pass by House Consumer & Public Affairs.
 02/01/2022—H Reported Do Pass by House Judiciary.
 02/08/2022—H Opened for floor debate.
 02/08/2022—H Note: (Floor Amendment 1) (Rep.Lord) Tabled (43-24).
 02/08/2022—H Passed 45-21.
 02/09/2022—S Received in the Senate and referred to Senate Health and Public Affairs.
 02/09/2022—S Also referred to Senate Judiciary.

Bill: **HB84**
Sponsors: Ely (D23)
Title: CRIME REDUCTION GRANT EXPANDED PURPOSES
Summary: Amends the Crime Reduction Grant Act to enumerate six additional allowable purposes for grants to Criminal Justice Coordinating Councils in judicial districts.
Subjects: Health and Medical Practice; Courts and Civil Matters; Criminal Code; State Affairs and State Agencies; Public Safety and Corrections; Public Finance and Budgets
Progress: 2nd House: Referred to Committee
Status: 02/14/2022 – Senate Judiciary Committee
History: 01/19/2022—H Introduced and referred to House Rules & Order of Business.
 01/21/2022—H Found Germane by Speaker Egolf and removed from Rules Committee pursuant to House Executive Message.
 01/21/2022—H Also referred to House Consumer & Public

Affairs.
 01/21/2022—H Also referred to House Judiciary.
 01/31/2022—H Reported Do Pass by House Consumer & Public Affairs.
 02/07/2022—H Reported Do Pass by House Judiciary.
 02/10/2022—H Opened for floor debate.
 02/10/2022—H Passed 64-0.
 02/11/2022—S Received in the Senate and referred to Senate Judiciary.
 02/14/2022—S Reported Do Pass by Senate Judiciary.
 02/14/2022—S Note: By unanimous consent, Sen. Cervantes' motion to rescind SJC committee report carried; HB84 returned to SJC.

Bill: **HB85**
Sponsors: Romero, A. (D46)
Title: MISSING IN NEW MEXICO EVENT
Summary: (Duplicate of 2022 SB13) Charges the Department of Public Safety, in collaboration with its Missing Persons Information Clearinghouse, to host an annual Missing in New Mexico event to support New Mexicans who are searching for missing relatives. Adds hosting the event to the duties of the Clearinghouse.
Subjects: County Affairs; Municipalities/City Government; State Affairs and State Agencies; Family and Juveniles; Indians; Public Safety and Corrections
Related: 2022:SB13
Progress: Introduced
Status: 01/19/2022 – House Rules and Order of Business Committee
History: 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: **HB86**
Sponsors: Dixon (D20)
Title: LAW ENFORCEMENT RETENTION FUND AND RETENTION DISBURSEMENTS
Summary: Amends the Department of Public Safety Act to create the nonreverting Law Enforcement Retention Fund to provide retention differential disbursements for law enforcement officers and support for administration and compliance.
Subjects: Public Safety and Corrections; Appropriations
Progress: 2nd House: Referred to Committee
Status: 02/10/2022 – Senate Finance Committee
History: 01/19/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/19/2022—H Introduced and referred to House Government, Elections & Indian Affairs.
 01/19/2022—H Also referred to House Appropriations & Finance.
 01/24/2022—H Reported Do Pass by House Government, Elections & Indian Affairs.
 02/07/2022—H Reported Do Pass as amended by House Appropriations & Finance.
 02/09/2022—H Opened for floor debate.
 02/09/2022—H Passed 61-1.
 02/10/2022—S Received in the Senate and referred to Senate Finance.

Bill: **HB96**
Sponsors: Chasey (D18)
Title: VIOLENCE INTERVENTION PROGRAM ACT
Summary: (For the Courts, Corrections and Justice Committee) Creates a nonreverting fund to be administered by the Department of Health to award grant funding to counties, municipalities or tribal governments that the department finds to have been “disproportionately impacted by violent crimes,” which includes homicides, shootings and aggravated assaults. Would make a \$10 million appropriation from the General Fund to the new Violence Intervention Program Fund to be spent starting in FY 2023. No more than three percent of the balance in the fund can be spent in any fiscal year for administration. DOH is given rulemaking authority to administer the act, including

Subjects: standardized rules pertaining to collection and sharing of data by grantees.
 Courts and Civil Matters; Public Safety and Corrections; Criminal Code; Health and Medical Practice; Municipalities/City Government; Indians

Progress: 2nd House: Referred to Committee

Status: 02/14/2022 – Senate Judiciary Committee

History: 01/19/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/19/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/19/2022—H Also referred to House Appropriations & Finance.
 01/28/2022—H Reported Do Pass by House Consumer & Public Affairs.
 02/08/2022—H Reported Do Pass as amended by House Appropriations & Finance.
 02/11/2022—H Opened for floor debate.
 02/11/2022—H Note: (Floor Amendment 1) (Rep. Montoya) Tabled (voice vote).
 02/11/2022—H Passed 44-20.
 02/12/2022—S Received in the Senate and referred to Senate Judiciary.
 02/12/2022—S Also referred to Senate Finance.
 02/14/2022—S Reported Do Pass by Senate Judiciary.
 02/14/2022—S Note: By unanimous consent, Sen. Cervantes' motion to rescind SJC committee report carried; HB96 returned to SJC.

Bill: **HB99**

Sponsors: Lane (R3)

Title: CRIME OF THREATENING JUDGE, MALICIOUS SHARING OF INFORMATION

Summary: Amends the Criminal Code to make threatening a judge or an immediate family member of a judge a fourth degree penalty. Makes malicious sharing of personal information of a judge or a judge's immediate family member a misdemeanor. Provisions apply to threats against a district court, appellate, metropolitan court, magistrate, or probate judge or supreme court justice.

Subjects: Criminal Code; Family and Juveniles

Progress: 2nd House: Referred to Committee

Status: 02/14/2022 – Senate Judiciary Committee

History: 01/19/2022—H Introduced and referred to House Rules & Order of Business.
 01/21/2022—H Found Germane by Speaker Egolf and removed from Rules Committee pursuant to House Executive Message.
 01/21/2022—H Also referred to House Consumer & Public Affairs.
 01/21/2022—H Also referred to House Judiciary.
 01/21/2022—H Also referred to House Appropriations & Finance.
 01/31/2022—H Reported Do Pass as amended by House Consumer & Public Affairs.
 02/03/2022—H Referral withdrawn from House Appropriations & Finance.
 02/07/2022—H Reported Do Pass by House Judiciary.
 02/11/2022—H Opened for floor debate.
 02/11/2022—H Passed 59-7.
 02/12/2022—S Received in the Senate and referred to Senate Judiciary.
 02/14/2022—S Reported Do Pass by Senate Judiciary.
 02/14/2022—S Note: By unanimous consent, Sen. Cervantes' motion to rescind SJC committee report carried; HB99 returned to SJC.

Bill: **HB100**

Sponsors: Lane (R3)

Title: DEATH BENEFITS FOR PEACE OFFICERS

Summary: (Related to 2022 SB3) Increases death benefits to the family of a peace officer killed in the line of duty from \$250,000 to \$500,000. Requires Peace Officers', New Mexico Mounted Patrol Members' and Reserve Police Officers' Survivors Fund

Subjects: be maintained at a minimum balance of \$500,000, increased from a minimum of \$350,000, via distribution from the Law Enforcement Protection Fund.
 Public Safety and Corrections; Public Finance and Budgets; Insurance

Progress: Introduced

Status: 01/19/2022 – House Rules and Order of Business Committee

History: 01/19/2022—H Introduced and referred to House Rules & Order of Business.

Bill: **HB106**

Sponsors: Rehm (R31)

Title: RETIRED LAW ENFORCEMENT RETURN TO WORK

Summary: (Related to 2022 HB50) Permits a law enforcement officer who was retired as of December 31, 2021, under any municipal coverage plan, or a law enforcement officer under the state coverage plan 1 to return to work as a law enforcement officer for an affiliated public employer, under the following conditions:

Subjects: Public Safety and Corrections; Public Employees/Retirement

Related: 2022:HB50

Progress: 1st House: Referred to Committee

Status: 01/24/2022 – House Labor, Veterans' and Military Affairs Committee

History: 01/21/2022—H Introduced and referred to House Rules & Order of Business.
 01/24/2022—H Reported germane by House Rules & Order of Business.
 01/24/2022—H Also referred to House Labor, Veterans' & Military Affairs.
 01/24/2022—H Also referred to House Judiciary.

Bill: **HB114**

Sponsors: Matthews (D27)

Title: CRIMINAL JUSTICE DATA SHARING LEGAL FRAMEWORK

Summary: Appropriates \$400,000 (GF) to DFA's Local Government Division for use in FY2023 for Bernalillo County, in consultation with Albuquerque and the county's Criminal Justice Coordinating Council, to develop a legal framework for data-sharing agreements concerning criminal justice-based data integration efforts between criminal justice partners in Bernalillo County and throughout the state.

Subjects: County Affairs; Municipalities/City Government; Criminal Code; Public Safety and Corrections; Appropriations

Progress: 1st House: Reported from Committees

Status: 01/31/2022 – House Appropriations and Finance Committee

History: 01/21/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/21/2022—H Introduced and referred to House Government, Elections & Indian Affairs.
 01/21/2022—H Also referred to House Appropriations & Finance.
 01/31/2022—H Reported Do Pass by House Government, Elections & Indian Affairs.

Bill: **HB124**

Sponsors: Brown (R55)

Title: ADDITION JUDGES FOR 5TH AND 13TH JUDICIAL DISTRICTS

Summary: (Endorsed by the Courts, Corrections and Justice Committee) Creates additional judgeships in the 5th Judicial District (to 12 judges) and the 13th Judicial District (to 9 judges) and appropriates \$306,800 (GF) to each district for use in FY2023 to cover costs associated with the new judgeship, including salaries and benefits for the judge and staff, furniture, equipment and supplies.

Subjects: Appropriations; Courts and Civil Matters; Public Finance and Budgets

Progress: 2nd House: Referred to Committee

Status: 02/11/2022 – Senate Finance Committee

History: 01/24/2022—H Found Germane by Speaker Egolf pursuant to Constitution.

01/24/2022—H Introduced and referred to House Judiciary.
 01/24/2022—H Also referred to House Appropriations & Finance.
 01/31/2022—H Reported Do Pass as amended by House Judiciary.
 02/08/2022—H Reported Do Pass as amended by House Appropriations & Finance.
 02/10/2022—H Opened for floor debate.
 02/10/2022—H Floor amendments adopted (Amendment 1) (Rep. Cathrynn Brown) Voice Vote.
 02/10/2022—H Passed 66-0.
 02/11/2022—S Received in the Senate and referred to Senate Finance.

Bill: HB133
Sponsors: Hernandez (R60)
Title: MUNICIPAL COURT AUTHORITY TO ORDER VICTIM RESTITUTION
Summary: Relates to victim restitution and clarifies that municipal courts have statutory authority to order restitution for violations of municipal ordinances.
Subjects: Criminal Code; Courts and Civil Matters; Municipalities/City Government
Progress: Introduced
Status: 01/24/2022 – House Rules and Order of Business Committee
History: 01/24/2022—H Introduced and referred to House Rules & Order of Business.

Bill: HB136
Sponsors: Sarinana (D21)
Title: EXCLUSION FOR SCHOOLS FROM CRIMINAL OFFENDER EMPLOYMENT ACT
Summary: Amends the Criminal Offender Employment Act to exclude school districts that are reviewing whether an applicant for employment has ever been investigated for or found guilty of child abuse or neglect, sexual misconduct, or any sexual offense. If the allegations are false or unsubstantiated, the provisions of the act apply; however, a school district may choose to apply the provisions of the act to its employment decisions.
Subjects: Criminal Code; Schools and Teachers
Progress: 1st House: Reported from Committees
Status: 01/25/2022 – House Rules and Order of Business Committee
History: 01/25/2022—H Introduced and referred to House Rules & Order of Business.

Bill: HB140
Sponsors: Rehm (R31)
Title: NO STATUTE OF LIMITATIONS FOR SECOND DEGREE MURDER
Summary: (Related to 2022 HB25, HB79) Amends the Criminal Code to eliminate the statute of limitations for prosecution of second degree murder.
Subjects: Criminal Code; Public Safety and Corrections
Related: 2022:HB25; 2022:HB79
Progress: 1st House: Reported from Committees
Status: 02/04/2022 – House Judiciary Committee
History: 01/25/2022—H Found Germane by Speaker Egolf pursuant to House Executive Message.
 01/25/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/25/2022—H Also referred to House Judiciary.
 01/25/2022—H Also referred to House Appropriations & Finance.
 02/04/2022—H Reported Do Pass by House Consumer & Public Affairs.

Bill: HB141
Sponsors: Dixon (D20)
Title: DEATH BENEFITS FOR PEACE OFFICERS; LAW ENFORCEMENT FUND DISTRIBUTIONS
Summary: (Duplicate of 2022 SB3, related to 2022 HB100) Increases death

benefits to the family of a peace officer killed in the line of duty from \$250,000 to \$1 million. Makes a number of changes to increase distributions from the Law Enforcement Protection Fund and increases the minimum balance in the Survivors Fund to \$1 million.
Subjects: Higher Education; County Affairs; Municipalities/City Government; Public Employees/Retirement; State Affairs and State Agencies; Public Safety and Corrections; Indians; Taxation, Fees and Audits
Related: 2022:SB3; 2022:HB100
Progress: 1st House: Passed
Status: 02/12/2022 – Passed in the House
History: 01/25/2022—H Introduced and referred to House Rules & Order of Business.
 02/12/2022—H Opened for floor debate.
 02/12/2022—H Passed 67-0.

Bill: HB156
Sponsors: Roybal Caballero (D13)
Title: CRIMINALIZING THE POSSESSION AND SALE OF LARGE-CAPACITY MAGAZINES
Summary: Would make it a crime to possess, use, manufacture, purchase, sell or transfer a large-capacity firearm magazine capable of holding more than 15 rounds of ammunition; appropriates \$1.5 million (GF) to the Department of Public Safety in FY 2023 to carry out the prohibition; reverts unspent money to GF.
Subjects: Criminal Code; Alcohol, Firearms and Tobacco Products; Appropriations
Progress: 1st House: Referred to Committee
Status: 01/26/2022 – House Consumer and Public Affairs Committee
History: 01/26/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/26/2022—H Introduced and referred to House Consumer & Public Affairs.
 01/26/2022—H Also referred to House Judiciary.
 01/26/2022—H Also referred to House Appropriations & Finance.

Bill: HB162
Sponsors: Powdrell-Culbert (R44)
Title: BLUE ALERT ACT
Summary: Creates the Blue Alert Act in Chapter 29 to direct the New Mexico State Police to develop and implement a Blue Alert Notification Plan for rapid dissemination of information about a suspect in the killing or serious injury of a law enforcement officer. Establishes a framework for the plan. Permits all law enforcement agencies in the state to initiate an alert pursuant to that plan, or to develop and implement a local plan.
Subjects: County Affairs; Municipalities/City Government; State Affairs and State Agencies; Public Safety and Corrections; Telecommunications
Progress: Introduced
Status: 01/28/2022 – House Rules and Order of Business Committee
History: 01/28/2022—H Introduced and referred to House Rules & Order of Business.

Bill: HB193
Sponsors: Sarinana (D21)
Title: PUBLIC SCHOOL PERSONNEL AND VOLUNTEERS TO UNDERGO CRIMINAL HISTORY RECORD CHECK
Summary: Amends the School Personnel Act to require the Public Education Department and the Department of Public Safety to conduct a Criminal History Record Check on all applicants for licensure, volunteers, contractors or contractor employees. If necessary to protect student safety, PED also authorized to conduct criminal background check on current licensee. Amends the process for required criminal history record checks and imposes confidentiality requirements.
Subjects: Labor; Family and Juveniles; Criminal Code; Schools and Teachers
Progress: 1st House: Reported from Committees
Status: 02/11/2022 – House Calendar

History: 02/02/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 02/02/2022—H Introduced and referred to House Education.
 02/02/2022—H Also referred to House Government, Elections & Indian Affairs.
 02/09/2022—H Reported Do Pass by House Education.
 02/11/2022—H Reported Do Pass as amended by House Government, Elections & Indian Affairs.

Bill: **HB196**
Sponsors: Pettigrew (R61)
Title: LAW ENFORCEMENT PROTECTION FUND A NONREVERTING FUND
Summary: Amends Sec. 29-13-2 relating to the Law Enforcement Protection Fund to do away with the requirement that balances in excess of \$100,000 to be transferred annually from the Fund to the General Fund. Specifies that money in the fund shall not revert to the General Fund at the end of each fiscal year.
Subjects: Appropriations; Public Finance and Budgets; State Affairs and State Agencies; Public Safety and Corrections
Progress: 1st House: Referred to Committee
Status: 02/02/2022 – House Judiciary Committee
History: 02/02/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 02/02/2022—H Introduced and referred to House Judiciary.
 02/02/2022—H Also referred to House Appropriations & Finance.

Bill: **HB197**
Sponsors: Dow (R38)
Title: CYFD CABINET SECRETARY POSITION ABOLISHED AND REPLACED BY BOARD
Summary: Creates a three-member governing board that is empowered to organize and direct the activities of the Children, Youth and Families Department and the related act; abolishes the position of Secretary of the Department and strips the governor of existing authority to abolish or create divisions by executive order in the interest of efficiency and economy. The Legislature would have authority to appoint the majority of the Board members who would manage this Executive agency.
Subjects: Legislature; State Affairs and State Agencies; Family and Juveniles
Progress: 1st House: Referred to Committee
Status: 02/02/2022 – House Rules and Order of Business Committee
History: 02/02/2022—H Introduced and referred to House Rules & Order of Business.

Bill: **HB203**
Sponsors: Townsend (R54)
Title: FALSE STATEMENT IN A LEGISLATIVE PROCEEDING A PERJURY
Summary: (Related to 2022 HR4) Amends the Criminal Code to include knowingly making a false statement in testimony in any proceeding before the Legislature, including any hearing of a standing or interim legislative committee, in the definition of perjury. Applies regardless of whether the statement is made under oath, affirmation, or penalty of perjury. Does not apply to a public statement made during public comment at a hearing of a standing or interim legislative committee.
Subjects: Criminal Code; Legislature; Interim Studies and Interim Committees
Related: 2022:HR4
Progress: 1st House: Referred to Committee
Status: 02/02/2022 – House Rules and Order of Business Committee
History: 02/02/2022—H Introduced and referred to House Rules & Order of Business.

Bill: **HB204**
Sponsors: Anderson (R66)
Title: SEXUAL ASSAULT VICTIM SERVICES
Summary: Appropriates \$750,000 (GF) to the Crime Victims Reparation

Subjects: Commission for use in FY2023 and subsequent fiscal years to provide sexual assault programs.
 Appropriations; Public Safety and Corrections; Civil Rights; Human Services
Progress: 1st House: Referred to Committee
Status: 02/02/2022 – House Appropriations and Finance Committee
History: 02/02/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 02/02/2022—H Introduced and referred to House Appropriations & Finance.

Bill: **HJR4**
Sponsors: Rehm (R31)
Title: CA: LEGISLATURE TO SET CONDITIONS FOR DENIAL OF BAIL
Summary: (Identical to 2021 HJR4) Proposes to amend Article 2, Section 13 of the NM Constitution to remove from the courts and delegate to the Legislature the power to determine conditions for denial of bail; clarifies that bail may be denied if no release conditions will reasonably ensure the appearance of the person; and removes procedural directions for requesting court relief from requirement to post bond.
Subjects: Criminal Code; Constitutional Issues and Amendments
Related: 2021:HJR4
Progress: 1st House: Referred to Committee
Status: 01/20/2022 – House Government, Elections and Indian Affairs Committee
History: 01/12/2022—H Prefiled in the House.
 01/20/2022—H Found Germane by Speaker Egolf pursuant to Constitution.
 01/20/2022—H Introduced and referred to House Government, Elections & Indian Affairs.
 01/20/2022—H Also referred to House Judiciary.

Bill: **HM11**
Sponsors: Cadena (D33)
Title: TASK FORCE ON UNIFIED JAIL AND PRISON SYSTEM
Summary: (Duplicate of 2022 SM6) Requests the New Mexico Association of Counties to convene a task force of stakeholders to study the costs, benefits, and feasibility of transitioning the state to a unified jail and prison system.
Subjects: County Affairs; Courts and Civil Matters; Public Safety and Corrections
Related: 2022:SM6
Progress: 1st House: Passed
Status: 02/17/2022 – Passed in the House
History: 01/20/2022—H Introduced and referred to House Government, Elections & Indian Affairs.
 01/27/2022—H Reported Do Pass as amended by House Government, Elections & Indian Affairs.
 02/17/2022—H Passed 65-0.

Bill: **HM28**
Sponsors: Fajardo (R7)
Title: MEMORIAL TO RECOGNIZE VICTIMS AND FAMILIES OF VIOLENT CRIMES
Summary: Recognizes the victims of violent crimes and their families and their loss and suffering, noting that the homicide rate in Albuquerque increased 46 percent in 2021 to the highest number of homicides on record. A copy of the memorial was sent to the chair of the Crime Victims Reparation Commission.
Subjects: Miscellaneous; Criminal Code
Progress: 1st House: Passed
Status: 02/08/2022 – Signed by Officers of House
History: 01/25/2022—H Introduced and placed on Speaker's Table.
 02/07/2022—H Removed from Speaker's table.
 02/07/2022—H Opened for floor debate.
 02/07/2022—H Passed 70-0.
 02/08/2022—H Enrolled and engrossed.
 02/08/2022—H Signed by Officers of House.

Bill: HM35
Sponsors: Herndon (D28)
Title: TASK FORCE ON INCENTIVES FOR LAW OFFICER RETENTION AND HIRING
Summary: Requests that DPS convene a task force to make recommendations to provide incentives for law enforcement officer retention for 25 years or for lateral hiring of officers from out-of-state agencies.
Subjects: Public Safety and Corrections; Public Employees/Retirement; Municipalities/City Government; Interim Studies and Interim Committees
Progress: 1st House: Passed
Status: 02/17/2022 – Passed in the House
History: 01/31/2022—H Introduced and referred to House Government, Elections & Indian Affairs.
 02/10/2022—H Reported Do Pass as amended by House Government, Elections & Indian Affairs.
 02/17/2022—H Passed 65-0.

Bill: HM38
Sponsors: Romero, A. (D46)
Title: REPORT ON EMERGENCY RESPONSE TRAINING GAPS
Summary: Memorial requesting the Department of Public Safety to conduct a statewide study to assess gaps in law enforcement and first responder training related to how officers respond to culturally diverse groups and communities in New Mexico, sexual assault cases and LGBTQ communities in emergency situations.
Subjects: Public Safety and Corrections; Civil Rights
Progress: 1st House: Reported from Committees
Status: 02/09/2022 – House Calendar
History: 01/31/2022—H Introduced and referred to House Consumer & Public Affairs.
 02/09/2022—H Reported Do Pass by House Consumer & Public Affairs.

Bill: SB3
Sponsors: Munoz (D4)
Title: DEATH BENEFITS FOR PEACE OFFICERS; LAW ENFORCEMENT FUND DISTRIBUTIONS
Summary: Increases death benefits to the family of a peace officer killed in the line of duty from \$250,000 to \$1 million. Makes a number of changes to distributions from the Law Enforcement Protection Fund.
Subjects: Public Safety and Corrections; Indians; Higher Education; County Affairs; Municipalities/City Government
Related: 2022:HB100
Progress: 1st House: Referred to Committee
Status: 01/25/2022 – Senate Finance Committee
History: 01/18/2022—S Introduced and referred to Senate Committee's Committee.
 01/18/2022—S Also referred to Senate Health and Public Affairs.
 01/18/2022—S Also referred to Senate Finance.
 01/19/2022—S Reported germane by Senate Committee's Committee.
 01/25/2022—S Reported Do Pass as amended by Senate Health and Public Affairs.

Bill: SB8
Sponsors: Wirth (D25); Martinez, J. (D11)
Title: NEW MEXICO VOTING RIGHTS ACT
Summary: (NMLR Note: Revised 02/08/2022. Replaces analysis to an incorrect version of Substitute Bill that was initially posted). Senate Rules Committee substitute for SB8 retains much of the intent of the original, while making the following seven significant changes:
Subjects: Elections
Progress: 1st House: Passed
Status: 02/12/2022 – Senate Calendar
History: 01/25/2022—S Introduced and referred to Senate Committee's Committee.

01/25/2022—S Also referred to Senate Rules.
 01/25/2022—S Also referred to Senate Finance.
 01/27/2022—S Reported germane by Senate Committee's Committee.
 02/07/2022—S Reported Do Not Pass but Do Pass as substituted by Senate Rules.
 02/07/2022—S Committee referrals changed.
 02/07/2022—S Also referred to Senate Judiciary.
 02/07/2022—S Also referred to Senate Finance.
 02/10/2022—S Reported Do Not Pass but Do Pass as substituted by Senate Judiciary.
 02/11/2022—S Reported Do Pass by Senate Finance.
 02/12/2022—S Opened for floor debate.
 02/12/2022—S Note: At 3:03 p.m. Sen. Brandt imposed a Call of the Senate for all actions regarding SB8; at 3:10 p.m. Sen. Wirth put SB8 up for debate..
 02/12/2022—S Postponed on third reading.

Bill: SB13
Sponsors: Lopez (D11)
Title: MISSING IN NEW MEXICO EVENT
Summary: Charges the Department of Public Safety, in collaboration with its Missing Persons Information Clearinghouse, to host an annual Missing in New Mexico event to support New Mexicans who are searching for missing relatives. Adds hosting the event to the duties of the Clearinghouse.
Subjects: County Affairs; Municipalities/City Government; State Affairs and State Agencies; Family and Juveniles; Public Safety and Corrections; Indians
Related: 2022:HB85
Progress: Governor
Status: 02/14/2022 – Sent to the Governor
History: 01/18/2022—S Introduced and referred to Senate Committee's Committee.
 01/18/2022—S Also referred to Senate Health and Public Affairs.
 01/18/2022—S Also referred to Senate Judiciary.
 01/19/2022—S Reported germane by Senate Committee's Committee.
 01/25/2022—S Reported Do Pass as amended by Senate Health and Public Affairs.
 01/27/2022—S Reported Do Pass by Senate Judiciary.
 01/28/2022—S Opened for floor debate.
 01/28/2022—S Passed 34-0.
 02/01/2022—H Received in the House and referred to House Government, Elections & Indian Affairs.
 02/04/2022—H Reported Do Pass by House Government, Elections & Indian Affairs.
 02/14/2022—H Opened for floor debate.
 02/14/2022—H Passed 63-0.
 02/14/2022—S Enrolled and engrossed.
 02/14/2022—S Signed by Officers of Senate.
 02/14/2022—H Signed by Officers of House.

Bill: SB29
Sponsors: O'Neill (D13)
Title: MEDICAL AND GERIATRIC PAROLE PROCEDURES
Summary: (Endorsed by the Courts, Corrections and Justice Committee) (Identical to 2021 SB114 as originally introduced) Amends the Probation and Parole Act to add parole procedures for geriatric, permanently incapacitated, and terminally ill inmates. Excludes inmates convicted of first degree murder. Repeals existing Sec. 31-21-25.1 which provides for medical and geriatric parole.
Subjects: Health and Medical Practice; Criminal Code; Public Safety and Corrections; Interim Studies and Interim Committees; Aging
Related: 2021:SB114
Progress: Introduced
Status: 01/18/2022 – Senate Committee's Committee
History: 01/18/2022—S Introduced and referred to Senate Committee's Committee.
 01/18/2022—S Also referred to Senate Health and Public Affairs.
 01/18/2022—S Also referred to Senate Judiciary.

Bill: SB34
Sponsors: Brandt (R40)
Title: SHOOTING THREATS A CRIME
Summary: (Identical to 2021 SB142; related to 2020 SB172) Adds a section to the Criminal Code making it a fourth-degree felony to make a shooting threat.
Subjects: Criminal Code; Public Safety and Corrections
Related: 2021:SB142; 2020:SB172
Progress: 2nd House: Reported from Committees
Status: 02/16/2022 – House Calendar
History: 01/18/2022—S Introduced and referred to Senate Committee's Committee.
 01/18/2022—S Also referred to Senate Judiciary.
 01/18/2022—S Also referred to Senate Finance.
 01/24/2022—S Reported germane by Senate Committee's Committee.
 02/01/2022—S Reported Do Pass as amended by Senate Judiciary.
 02/08/2022—S Reported Do Pass by Senate Finance.
 02/12/2022—S Opened for floor debate.
 02/12/2022—S Floor amendments adopted (Amendment 1) (Sen. Joseph Cervantes).
 02/12/2022—S Floor amendments adopted (Amendment 2) (Sen. Joseph Cervantes).
 02/12/2022—S Note 2: Audio: (Amendment 2) (Sen. Joseph Cervantes).
 02/12/2022—S Floor amendments adopted (Amendment 3) (Sen. Joseph Cervantes).
 02/12/2022—S Note 3: Audio: (Amendment 3) (Sen. Joseph Cervantes).
 02/12/2022—S Floor amendments adopted (Amendment 4) (Sen. Joseph Cervantes).
 02/12/2022—S Note 4: Audio: (Amendment 4) (Sen. Joseph Cervantes).
 02/12/2022—S Floor amendments adopted (Amendment 5) (Sen. Antoinette Sedillo Lopez).
 02/12/2022—S Note 5: Audio: (Amendment 5) (Sen. Antoinette Sedillo Lopez).
 02/12/2022—S Floor amendments adopted (Amendment 6) (Sen. Gregory Baca).
 02/12/2022—S Note 6: Audio: (Amendment 6) (Sen. Gregory Baca).
 02/12/2022—S Note 7: SB34 f/a 6 reconsidered and withdrawn.
 02/12/2022—S Floor amendments adopted (Amendment 6) (Sen. Gregory Baca).
 02/12/2022—S Note 8: Audio: (Amendment 6) (Sen. Gregory Baca).
 02/12/2022—S Passed 34-5.
 02/14/2022—H Received in the House and referred to House Judiciary.
 02/16/2022—H Reported Do Pass as amended by House Judiciary.

Bill: SB43
Sponsors: Sedillo Lopez (D16)
Title: PROHIBITS LIFE SENTENCE WITHOUT PAROLE FOR YOUTHFUL OFFENDER
Summary: (For the Courts, Corrections and Justice Committee) (Similar to 2021 SB247) Prohibits the imposition on minors convicted of serious crimes from being sentenced to life imprisonment without the possibility of release or parole. Applies to current and future prisoners.
Subjects: Public Safety and Corrections; Family and Juveniles; Criminal Code
Related: 2021:SB247
Progress: 2nd House: Reported from Committees
Status: 02/11/2022 – House Judiciary Committee
History: 01/18/2022—S Introduced and referred to Senate Committee's Committee.
 01/18/2022—S Also referred to Senate Health and Public Affairs.
 01/18/2022—S Also referred to Senate Judiciary.
 01/25/2022—S Reported germane by Senate Committee's

Committee.
 01/31/2022—S Reported Do Pass by Senate Health and Public Affairs.
 02/07/2022—S Reported Do Pass by Senate Judiciary.
 02/08/2022—S Opened for floor debate.
 02/08/2022—S Floor amendments failed (Amendment 1) (Sen. Cliff Pirtle) Voice Vote 13-24.
 02/08/2022—S Floor amendments failed (Amendment 1) (Sen. Gregory Baca) Voice Vote 14-24.
 02/08/2022—S Note 2: Audio: (Amendment 1) (Sen. Gregory Baca) Voice Vote 14-24.
 02/08/2022—S Floor amendments failed (Amendment 1) (Sen. Cliff Pirtle) Voice Vote 14-21.
 02/08/2022—S Note 3: Audio: (Amendment 1) (Sen. Cliff Pirtle) Voice Vote 14-21.
 02/08/2022—S Floor amendments failed (Amendment 1) (Sen. Gregg Schmedes) Voice Vote 15-20.
 02/08/2022—S Note 4: Audio: (Amendment 1) (Sen. Gregg Schmedes) Voice Vote 15-20.
 02/08/2022—S Note: Motion to table (Sen. Baca) fails by roll call vote, 15-23.
 02/08/2022—S Passed 23-15.
 02/08/2022—H Received in the House and referred to House Consumer & Public Affairs.
 02/08/2022—H Also referred to House Judiciary.
 02/11/2022—H Reported Do Pass by House Consumer & Public Affairs.

Bill: SB64
Sponsors: Stefanics (D39)
Title: CYFD DOMESTIC VIOLENCE SUPPORT SERVICES FUNDS
Summary: (For the Legislative Health and Human Services Committee) Makes a \$5 million appropriation (GF, nonreverting) to the Children, Youth and Families Department for use in FY2023 and subsequent fiscal years for domestic violence support services.
Subjects: Family and Juveniles; Public Safety and Corrections; Appropriations; Courts and Civil Matters
Progress: 1st House: Reported from Committees
Status: 01/28/2022 – Senate Finance Committee
History: 01/19/2022—S Introduced and referred to Senate Committee's Committee.
 01/19/2022—S Also referred to Senate Health and Public Affairs.
 01/19/2022—S Also referred to Senate Finance.
 01/20/2022—S Reported germane by Senate Committee's Committee.
 01/28/2022—S Reported Do Pass by Senate Health and Public Affairs.

Bill: SB120
Sponsors: Hickey (D20)
Title: ENHANCED SENTENCING FOR BRANDISHING A FIREARM
Summary: (Related to 2022 HB64) Amends the Criminal Sentencing Act to enhance sentencing for brandishing a firearm during the commission of a noncapital felony.
Subjects: Criminal Code; Alcohol, Firearms and Tobacco Products
Related: 2022:HB64
Progress: 1st House: Reported from Committees
Status: 01/24/2022 – Senate Judiciary Committee
History: 01/20/2022—S Introduced and referred to Senate Committee's Committee.
 01/20/2022—S Also referred to Senate Judiciary.
 01/20/2022—S Also referred to Senate Finance.
 01/24/2022—S Reported germane by Senate Committee's Committee.

Bill: SB144
Sponsors: Duhigg (D10)
Title: ACTS OF INTIMIDATION AGAINST ELECTION CLERKS

Summary: AND AGENTS Amends the crime of intimidation to include inducing or attempting to induce fear in any employee or agent of the Secretary of State, a County Clerk, a Municipal Clerk, or a member of an election board for the purpose of impeding the free exercise or impartial administration of elections; such intimidation is a 4th degree felony.

Subjects: Criminal Code; Public Employees/Retirement; County Affairs; Municipalities/City Government; State Affairs and State Agencies

Progress: 2nd House: Passed

Status: 02/17/2022 – Passed in the House

History: 01/24/2022—S Introduced and referred to Senate Committee's Committee.
 01/24/2022—S Also referred to Senate Judiciary.
 01/24/2022—S Also referred to Senate Finance.
 01/27/2022—S Reported germane by Senate Committee's Committee.
 02/03/2022—S Reported Do Pass as amended by Senate Judiciary.
 02/05/2022—S Reported Do Pass by Senate Finance.
 02/07/2022—S Opened for floor debate.
 02/07/2022—S Passed 38-0.
 02/08/2022—H Received in the House and referred to House Judiciary.
 02/16/2022—H Reported Do Pass as amended by House Judiciary.
 02/17/2022—H Opened for floor debate.
 02/17/2022—H Floor amendments adopted (Amendment 1) (Rep. Daymon Ely) Voice Vote.
 02/17/2022—H Note: (Floor Amendment 2) (Rep. Nibert) Tabled (43-23).
 02/17/2022—H Note 2: (Floor Amendment 2) (Rep. Nibert) Tabled (42-25).
 02/17/2022—H Passed 39-30.

Bill: SB156

Sponsors: Schmedes (R19)

Title: PRETRIAL RELEASE HEARING STANDARDS

Summary: (Almost identical to 2020 HB203) Adds sections to the Criminal Code to establish eligibility of defendants for pretrial release and to require the posting of a bond if a defendant is on release for another matter; bars courts from relying on an independent risk assessment tool or program in determining eligibility for pretrial release.

Subjects: Courts and Civil Matters; Criminal Code; Public Safety and Corrections

Related: 2020:HB203

Progress: 1st House: Reported from Committees

Status: 02/03/2022 – Senate Judiciary Committee

History: 01/24/2022—S Introduced and referred to Senate Committee's Committee.
 01/24/2022—S Also referred to Senate Health and Public Affairs.
 01/24/2022—S Also referred to Senate Judiciary.
 01/25/2022—S Reported germane by Senate Committee's Committee.
 02/03/2022—S Reported Do Not Pass but Substituted without recommendation by Senate Health and Public Affairs.

Bill: SB166

Sponsors: Hamblen (D38)

Title: SERVICES FOR RECENTLY RELEASED INCARCERATED INDIVIDUALS

Summary: Appropriates \$2.1 million (GF) to the Human Services Department for use in FY2023 to provide transitional housing and behavioral health services for individuals recently released from incarceration.

Subjects: Appropriations; Human Services; Public Safety and Corrections; Health and Medical Practice; Land, Housing and Real Estate

Progress: 1st House: Reported from Committees

Status: 02/03/2022 – Senate Finance Committee

History: 01/25/2022—S Introduced and referred to Senate Committee's

Committee.
 01/25/2022—S Also referred to Senate Health and Public Affairs.
 01/25/2022—S Also referred to Senate Finance.
 01/26/2022—S Reported germane by Senate Committee's Committee.
 02/03/2022—S Reported Do Pass by Senate Health and Public Affairs.

Bill: SB167

Sponsors: Baca, G. (R29)

Title: DUAL DISPOSITION OF YOUTHFUL OFFENDER AMENABLE TO TREATMENT

Summary: (Very similar to 2020 SB197) Amends the Delinquency Act to allow for dual disposition of a youthful offender found by court to be amenable to treatment, by imposing both a juvenile disposition and a delayed adult criminal sentence, which is suspended but can be executed by the court on finding of a violation of the terms of the suspension due to a subsequent violation.

Subjects: Criminal Code; Family and Juveniles; Public Safety and Corrections

Related: 2020:SB197

Progress: 1st House: Reported from Committees

Status: 01/26/2022 – Senate Health and Public Affairs Committee

History: 01/25/2022—S Introduced and referred to Senate Committee's Committee.
 01/25/2022—S Also referred to Senate Health and Public Affairs.
 01/25/2022—S Also referred to Senate Judiciary.
 01/26/2022—S Reported germane by Senate Committee's Committee.

Bill: SB189

Sponsors: Lopez (D11)

Title: REBUTTABLE PRESUMPTION OF DANGER TO THE COMMUNITY FOR CERTAIN CRIMES

Summary: (Governor's Bill) (Duplicate of 2022 HB5) Creates the presumption that certain crimes render a person dangerous to other individuals or the community, and that they should not be granted pre-trial release on bail for the criminal charges outlined in the legislation. It would be the defendant's responsibility to disprove that presumption as written.

Subjects: Criminal Code; Courts and Civil Matters; Public Safety and Corrections

Related: 2022:HB5

Progress: 1st House: Reported from Committees

Status: 02/01/2022 – Senate Health and Public Affairs Committee

History: 01/31/2022—S Introduced and referred to Senate Committee's Committee.
 01/31/2022—S Also referred to Senate Health and Public Affairs.
 01/31/2022—S Also referred to Senate Judiciary.
 02/01/2022—S Reported germane by Senate Committee's Committee.

Bill: SB197

Sponsors: Hemphill (D28)

Title: CRIME VICTIMS REPARATIONS

Summary: Appropriates \$5 million (GF) to the Crime Victims Reparation Commission for use in FY2023 and subsequent fiscal years to provide sexual assault services programs.

Subjects: Appropriations; Criminal Code; Miscellaneous

Progress: 1st House: Reported from Committees

Status: 02/08/2022 – Senate Finance Committee

History: 01/31/2022—S Introduced and referred to Senate Committee's Committee.
 01/31/2022—S Also referred to Senate Health and Public Affairs.
 01/31/2022—S Also referred to Senate Finance.
 02/01/2022—S Reported germane by Senate Committee's Committee.

02/08/2022—S Reported Do Pass by Senate Health and Public Affairs.

Bill: SB208
Sponsors: Cervantes (D31)
Title: CLARIFY IPRA ON CONVERSION OF RECORD FORMAT
Summary: Amends the Inspection of Public Records Act to provide that, while a custodian shall provide a public record copy in electronic format if it is available and an electronic format is requested, the custodian is given the option to provide the record in the file format in which it exists at the time of the request or it may convert it to an open format.
Subjects: Schools and Teachers; County Affairs; Municipalities/City Government; State Affairs and State Agencies; Miscellaneous
Progress: Introduced
Status: 02/01/2022 – Senate Committee's Committee
History: 02/01/2022—S Introduced and referred to Senate Committee's Committee.
 02/01/2022—S Also referred to Senate Health and Public Affairs.
 02/01/2022—S Also referred to Senate Judiciary.

Bill: SB231
Sponsors: Cervantes (D31)
Title: CRIMINAL JUSTICE OMNIBUS: PUBLIC SAFETY, RETIREMENT, COURTS, FUNDINGS
Summary: (Related to 2022 HB100, HB141, SB3; 2021 HB 286, SB375) Senate Judiciary Committee substitute for SB231, which replaces a “dummy” bill, contains proposals related to the law enforcement and judicial system: creates a law enforcement officer database; enhances death benefits for law enforcement officers; governs distributions from the Law Enforcement Protection Fund; changes governance of the Law Enforcement Academy; creates a Law Enforcement Certification Board; expands purposes of Crime Reduction Grants; creates additional judgeships; creates the Law Enforcement Retention Fund; creates the Violence Intervention Program Act and Fund.
Subjects: Health and Medical Practice; County Affairs; Courts and Civil Matters; Municipalities/City Government; Public Employees/Retirement; State Affairs and State Agencies; Public Safety and Corrections; Indians; Appropriations; Public Finance and Budgets
Related: 2022:HB100; 2022:HB141; 2022:SB3; 2021:HB286; 2022:SB375
Progress: 1st House: Reported from Committees
Status: 02/15/2022 – Senate Finance Committee
History: 02/02/2022—S Introduced and referred to Senate Judiciary.
 02/11/2022—S Reported Do Not Pass but Substituted without recommendation by Senate Judiciary.
 02/11/2022—S Referred to Senate Committee's Committee.
 02/11/2022—S Also referred to Senate Judiciary.
 02/11/2022—S Also referred to Senate Finance.
 02/12/2022—S Reported germane by Senate Committee's Committee.
 02/15/2022—S Reported Do Not Pass but Do Pass as substituted by Senate Judiciary.

Bill: SM6
Sponsors: Neville (R2)
Title: TASK FORCE ON UNIFIED JAIL AND PRISON SYSTEM
Summary: Requests the New Mexico Association of Counties to convene a task force of stakeholders to study the costs, benefits, and feasibility of transitioning the state to a unified jail and prison system.
Subjects: County Affairs; Courts and Civil Matters; Public Safety and Corrections
Progress: 1st House: Passed
Status: 02/14/2022 – Signed by Officers of Senate
History: 01/19/2022—S Introduced and referred to Senate Rules.
 01/19/2022—S Also referred to Senate Judiciary.
 01/31/2022—S Reported Do Pass by Senate Rules.
 02/03/2022—S Reported Do Pass by Senate Judiciary.

02/08/2022—S Opened for floor debate.
 02/08/2022—S Passed 34-0.
 02/14/2022—S Enrolled and engrossed.
 02/14/2022—S Signed by Officers of Senate.

Bill: SM13
Sponsors: Jaramillo, Leo (D5)
Title: LAW ENFORCEMENT TRAINING STUDY
Summary: (Duplicate of HM38) Memorial requesting the Department of Public Safety to conduct a statewide study to assess gaps in law enforcement and first responder training related to how officers respond to culturally diverse groups and communities in New Mexico, sexual assault cases and LGBTQ communities in emergency situations.
Subjects: Public Employees/Retirement; Public Safety and Corrections
Related: 2022:HM38
Progress: 1st House: Referred to Committee
Status: 01/31/2022 – Senate Rules Committee
History: 01/31/2022—S Introduced and referred to Senate Rules.
 01/31/2022—S Also referred to Senate Health and Public Affairs.

Bill: SM18
Sponsors: Pinto (D3)
Title: HONOR FAMILIES OF MISSING AND MURDERED INDIGENOUS WOMEN
Summary: Honors the families of missing and murdered indigenous women and relatives, and gives support to addressing violence against missing and murdered indigenous women and relatives.
Subjects: Indians; Family and Juveniles
Progress: 1st House: Passed
Status: 02/14/2022 – Signed by Officers of Senate
History: 02/02/2022—S Introduced and referred to Senate Rules.
 02/02/2022—S Also referred to Senate Indian, Rural & Cultural Affairs.
 02/03/2022—S Committee referrals changed.
 02/03/2022—S Withdrawn from all committees.
 02/03/2022—S Placed on President's table.
 02/05/2022—S Removed from President's table.
 02/05/2022—S Placed on Senate Calendar.
 02/05/2022—S Opened for floor debate.
 02/05/2022—S Passed 43-0.
 02/14/2022—S Enrolled and engrossed.
 02/14/2022—S Signed by Officers of Senate.

Bill: SM20
Sponsors: Lopez (D11)
Title: CREATE CHILDREN’S CODE REFORM TASK FORCE
Summary: Requests that the Children’s Court Improvement Commission of the Supreme Court consider creating a Children’s Code Reform Task Force to study and make recommendations for amendments to the code. Specifies representation; requests reports to the Legislature by November 1, 2023.
Subjects: Courts and Civil Matters; State Affairs and State Agencies; Family and Juveniles; Interim Studies and Interim Committees; Legislature
Progress: 1st House: Referred to Committee
Status: 02/03/2022 – Senate Rules Committee
History: 02/03/2022—S Introduced and referred to Senate Rules.
 02/03/2022—S Also referred to Senate Judiciary.