

LFC Requester:	Liu
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**AGENCY BILL ANALYSIS
2023 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 **Amendment**
Correction **Substitute**

Date 2/21/2023

Bill No: HM51

Sponsor: Herrera, Sarinana, Garratt,
Trujillo, Romero
Short Title: STUDY PUBLIC SCHOOL
FUNDING FORMULA

Agency Name and Code Number: New Mexico Public School
Facilities Authority 940

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY23	FY24		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY23	FY24	FY25		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY23	FY24	FY25	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

House Memorial 51 requests the formation of a committee to assess whether the public education funding formula meets the requirements of Article 13, Section 1 of the New Mexico Constitution and to report its findings to the Legislative Education Study Committee (LESC), the Legislative Finance Committee (LFC) and Governor before the 2025 Legislative Session. The committee shall be comprised of the following members: LESC, LFC, the Public Education Department, the Department of Finance and Administration, the Public School Capital Outlay Council (PSCOC) and representatives of the Public School Facilities Authority (PSFA), the New Mexico Association of School Business Officials and the New Mexico Coalition of Educational Leaders.

FISCAL IMPLICATIONS

Indeterminate as to the PSCOC and the PSFA.

SIGNIFICANT ISSUES

The PSCOC primary function is to bring equitable state funding to build, renovate, repair school facilities statewide.

Establishing a committee of key agencies in education to assess whether the public education funding formula meets the requirements of Article 13, Section 1 of the New Mexico Constitution will assist to remedy the findings of the Martinez and Yazzie Consolidated Lawsuit and to determine whether the funding formula adequately supports the educational needs of students in New Mexico.

PERFORMANCE IMPLICATIONS

The work and commitment involved on the part of committee members will be significant and the requirement of the PSCOC and PSFA may affect the Public School Capital Outlay Act and operations of the PSFA.

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

An assessment of the funding formula by key agencies will not be conducted.

AMENDMENTS