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SENATE BILL 465

**56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

INTRODUCED BY  
Antonio Maestas

AN ACT

RELATING TO DATA COLLECTION; REQUIRING CERTAIN EDUCATIONAL  
INSTITUTIONS TO COLLECT DEMOGRAPHIC DATA PERTAINING TO PARENT  
AND GUARDIAN EDUCATIONAL ATTAINMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. [NEW MATERIAL] EDUCATIONAL INSTITUTIONS--  
DEMOGRAPHIC DATA COLLECTION--PARENT AND GUARDIAN EDUCATIONAL  
ATTAINMENT.--

A. For purposes of this section, "educational  
institution" means an institution receiving funding pursuant to  
the Public School Capital Outlay Act, public post-secondary  
educational institutions and state educational institutions as  
provided pursuant to Article 12, Section 11 of the constitution  
of New Mexico.

B. An educational institution shall collect

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1 voluntary, self-identification information pertaining to the  
2 educational attainment of a prospective student's parents,  
3 legal guardians or fictive kin on the educational institution's  
4 application or registration form.

5 C. The educational institution shall:

6 (1) report the data collected pursuant to  
7 Subsection B of this section to the public education department  
8 and the higher education department; and

9 (2) make the data available to the public in  
10 accordance with state and federal law, excluding personal  
11 identifying information, which shall be deemed confidential and  
12 shall not be disclosed.

13 D. An educational institution shall not report  
14 demographic data collected pursuant to this section that would  
15 permit identification of individuals or would result in  
16 statistical unreliability. Reports on data collected pursuant  
17 to this section may aggregate categories at a state, county,  
18 city, census tract or zip code level to prevent identification  
19 of individuals, facilitate comparisons and identify  
20 disparities.

21 E. An educational institution shall only use  
22 information voluntarily provided for analyzing demographics,  
23 improving quality of services, conducting approved research,  
24 fulfilling reporting requirements, fulfilling funding requests  
25 for federal and private entities or guiding policy or funding

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1 decisions.

2 SECTION 2. EFFECTIVE DATE.--The effective date of the  
3 provisions of this act is July 1, 2023.

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