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SENATE BILL 202

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

INTRODUCED BY

Joseph J. Carraro

AN ACT

RELATING TO PUBLIC SCHOOLS; MANDATING RANDOM DRUG TESTING FOR ANABOLIC STEROIDS IN HIGH SCHOOL VARSITY ATHLETIC PROGRAMS; MAKING AN APPROPRIATION.

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

Section. 1. A new section of the Public School Code is enacted to read:

"[NEW MATERIAL] HIGH SCHOOL VARSITY ATHLETICS--RANDOM DRUG TESTING FOR ANABOLIC STEROIDS.--

A. By August 1, 2008, all local school boards within the state shall implement rules and procedures and begin conducting random drug testing for anabolic steroid use among varsity high school athletes. Rules and procedures developed by local school boards shall include protocols for addressing positive anabolic steroid test results.

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1 B. As a condition of participating in a varsity-
2 level athletic program, a potential participant or the parent,
3 custodian, legal representative or guardian of a potential
4 participant must provide written consent to being tested for
5 anabolic steroids.

6 C. As used in this section, "varsity-level athletic
7 program" means an extracurricular athletic program offering the
8 highest level of competition offered by one school or school
9 district against the highest level of competition offered by an
10 opposing school or school district."

11 Section 2. APPROPRIATION.--One million dollars
12 (\$1,000,000) is appropriated from the general fund to the
13 public education department for expenditure in fiscal years
14 2009 and 2010 to fund the implementation and operation of
15 random drug testing for varsity high school athletic
16 participants. Any unexpended or unencumbered balance remaining
17 at the end of fiscal year 2010 shall revert to the general
18 fund.

19 Section 3. EFFECTIVE DATE.--The effective date of the
20 provisions of this act is July 1, 2008.