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FISCAL IMPACT REPORT

ORIGINAL DATE 02/08/13

SPONSOR Stapleton LAST UPDATED _____ HB 435

SHORT TITLE Bernalillo Achievement Gap Programs SB _____

ANALYST Pahl

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY13	FY14		
	\$100.0		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Children, Youth and Families Department (CYFD)

Department of Finance and Administration (DFA)

SUMMARY

Synopsis of Bill

House Bill 435 (HB 435) appropriates \$100,000 from the General Fund to the DFA's Local Government Division for educational and cultural programs to close the achievement gap of inner city students in Bernalillo County.

FISCAL IMPLICATIONS

HB 435 spends \$100,000 from the General Fund in FY14. Any unexpended or unencumbered balance remaining at the end of FY14 shall revert to the General Fund.

SIGNIFICANT ISSUES

According to DFA, HB 435 is for the National Dance Institute (NDI), an entity located in Albuquerque, New Mexico, which brings arts and healthy lifestyle programs to underserved children in urban, rural, and Native American communities. NDI partners with public schools throughout New Mexico to provide dance classes as part of each school's regular curriculum.

ADMINISTRATIVE IMPLICATIONS

According to DFA, Bernalillo County will be the assigned as the designated fiscal agent and administrative oversight would be provided by DFA’s Local Government Division, which would add to their workload. DFA notes that Bernalillo County would be required to follow procurement code and there can be no guarantee that National Dance Institute would be selected without violating the anti-donation clause of the New Mexico Constitution.

DFA’s Local Government Division does not have expertise in achievement gap programs, which would make it difficult for the department to distribute funds appropriately.

TECHNICAL ISSUES

The bill does not contain a definition for “inner city students”, information on the type of intervention being provided, or the specific types of programs that would be eligible for funding.

ALTERNATIVES

An alternative would be to have the funds appropriated to the Public Education Department or the Children, Youth and Families Department, which have more expertise in achievement gap programming.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

According to DFA, if this legislation is not enacted, NDI may not receive the funds requested.

MMP/svb