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## FISCAL IMPACT REPORT

ORIGINAL DATE 03/02/13  
 SPONSOR Lopez LAST UPDATED 03/06/13 HB \_\_\_\_\_  
 SHORT TITLE Student Bill of Rights SM 62/aSRC  
 ANALYST Gudgel

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY13	FY14	FY15	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>		Minimal				

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Public Education Department (PED)

Public School Facilities Authority (PSFA)

### SUMMARY

#### Synopsis of SRC Amendment

The Senate Rules Committee amendment to Senate Memorial 62 directs the Legislative Education Study Committee, in consultation with the Public Education Department to prepare a draft student bill of rights.

#### Synopsis of Original Bill

Senate Memorial 62 requests New Mexicans establish a student bill of rights. It further requests the Legislative Education Study Committee (LESC), in consultation with the Public Education Department (PED), to convene a task force of students and student advocates to perform a yearly examination of the student bill of rights and make recommendations for legislation that will help to realize the aspirations articulated in the bill of rights.

### FISCAL IMPLICATIONS

The memorial does not include an appropriation and likely can be achieved within both the LESL and PED's current operating budgets.

## **SIGNIFICANT ISSUES**

A Student Bill of Rights is generally a document adopted by a student group, university or college or government at a local, state or national level that outlines beliefs regarding student rights. These statements of belief are often the foundation for future legislative efforts or collaborative efforts to create joint statements between organizations. They can include statements of opinion, policy, or law. At the state level students rights documents are often legal and binding upon the state.

At any level these documents provide students with an understanding of their civil or legal rights which are already contained in legislation. These include rights pertinent to all citizens and also to students in the educational setting and provide procedural rights to inform students how institutions should be respecting their legal rights. When used as a statement of belief, however, they often include rights an organization feels students should have and the procedural rights institutions must follow to ensure these rights are fulfilled. There are currently a number of student petitions calling for the creation of national student bills in various countries.

A number of states have established a student bill of rights that can generally recognize constitutional rights, legal rights, academic rights and responsibilities, and administrative rights and responsibilities. The PED analysis indicates the South West Organizing Project (SWOP) developed a Student Bill of Rights with ten statements of student's rights to establish a basis for a fair, safe and engaging learning environment for the students of New Mexico. These rights were compiled through a series of workshops in collaboration with the South West Organizing Project, based in Albuquerque, New Mexico, and with students from different schools in New Mexico. It was disseminated through SWOP newsletter as an example of "best practice".

## **PERFORMANCE IMPLICATIONS**

SM 62 relates to the PED's strategic level to ensure students are ready to learn by having a safe, inviting and caring learning environment.

## **ADMINISTRATIVE IMPLICATIONS**

The memorial will require the LESC and PED to convene and staff a task force annually.

RSG/svb