

LFC Requester:	Jorgensen
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AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov

(Analysis must be uploaded as a PDF)

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 30 January 2025 *Check all that apply:*
Bill Number: HB151 Original Correction
 Amendment Substitute

Sponsor: <u>Anaya</u>	Agency Name and Code Number: <u>NM Independent Community Colleges 994</u>
Short Title: <u>Menstrual Products in Ed. Institutions</u>	Person Writing: <u>Vanessa K. Hawker</u>
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$1,000.0	\$1,000.0	R	GF

(Parenthesis () indicate expenditure decreases)

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: House Bill 151 (HB151) requires menstrual products be included in every state educational institution enumerated in Article 12, Section 11 of the constitution of New Mexico. Products are to be provided at no charge to students.

HB151 makes an appropriation of \$1 million from the general fund to the higher education department to disburse to each state educational institution enumerated in Article 12, Section 11 of the constitution. Funds are to be disbursed based upon the proportion of female students at each institution.

FISCAL IMPLICATIONS

HB151 appropriates \$1 million from the general fund to the higher education department for distribution to institutions enumerated in Article 12, Section 11 of New Mexico's constitution.

Any unexpended or unencumbered funds at the end of FY26 will revert to the general fund.

SIGNIFICANT ISSUES

HB151 only provides a distribution to education institutions enumerated in Article 12, Section 11 of the constitution. While it could be argued this includes the branch community colleges as they are branches of institutions enumerated in the constitution, it does not include the independent community colleges. Community colleges are authorized in 21-13-1 NMSA 1978.

Three NMICC members are found in Article 12, Section 11 of the constitution: New Mexico Military Institute (NMMI), Northern New Mexico College (NNMC), and Western New Mexico University (WNMU). For FIR purposes, NNMC and WNMU are typically included in the Council of University President's FIRs.

NMMI students may obtain menstrual products from the infirmary (24/7). Products are also distributed to the NMMI counseling center and Intermediate Preparatory Academy.

If HB151 is funded, NMICC respectfully requests the institutions found in 21-13-1 NMSA 1978 be included in the distribution. These institutions are: Central NM Community College, Clovis Community College, Luna Community College, Mesalands Community College, NM Junior College, Southeast NM College, Santa Fe Community College, and San Juan College.

Though not included in HB151, San Juan College estimates if menstrual products were broadly available on campus the annual recurring cost would be \$15 thousand. Santa Fe Community College notes it cost \$24 thousand to purchase and install menstrual product machines with an annual supply cost of \$3.5 thousand.

AMENDMENTS

Amend HB151 to allow distributions to institutions authorized in 21-13-1 NMSA 1978.