

eligibility.

A public education institution, athletic club, or athletic association that conducts athletic events, shall not allow a male to compete for, against or with a team designated for females, women, or girls or to compete in an event designed for females, women, or girls.

A male athlete may participate as practice players on teams designated for females, women, or girls, so long as the male athlete does not take a roster spot, opportunity to compete, scholarship, or spot at the school from a female.

Complaints may not be considered by the appropriate government entity, licensing or accrediting organization, nor may adverse action be taken against a public education institution for complying with the Protection of Women's Sports Act.

HB185 establishes remedies for individuals, public educational institutions, teams, and athletic clubs.

FISCAL IMPLICATIONS

Costs associated with HB185 are indeterminate. To comply with public education institutions would need to establish processes for collecting and examining an individual's birth certificate if the individual's sex at birth were questioned.

TECHNICAL ISSUES

It is unclear if the "athletic clubs" are any athletic clubs in the state or if it refers to athletic clubs at a public educational institution. Similarly, it is unclear if an "athletic association" refers to public athletic associations or all athletic associations in New Mexico.