

LFC Requester:

Sunny Liu

**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

[AgencyAnalysis.nmlegis.gov](https://www.nmlegis.gov/AgencyAnalysis) and email to [billanalysis@dfa.nm.gov](mailto: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: 2/21/25

Check all that apply:

Bill Number: HB501Original  Correction Amendment  Substitute Sponsor: Rep. Rebecca DowShort Title: School Reporting of GenderTitle: Incongruence

Agency Name

and Code HCA 630

Number:

Person Writing Christie GuinnPhone: 505-490-1169 Email christie.guinn@hca.nm.gov**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$0.0	\$0.0	N/A	N/A

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
\$0.0	\$0.0	\$0.0	N/A	N/A

(Parenthesis ( ) indicate revenue decreases)

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

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	\$0.0	\$0.0	\$0.0	\$0.0	N/A	N/A

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
Duplicates/Relates to Appropriation in the General Appropriation Act

### **SECTION III: NARRATIVE**

#### **BILL SUMMARY**

##### Synopsis:

House Bill 501 would enact a new section of the school personnel act to require school employees to report to a school administrator if a student is experiencing gender incongruence at school and requiring notification to the student's parent; defining terms; allowing a parent to give direction and permission for the development and implementation of a response plan.

#### **FISCAL IMPLICATIONS**

None for HCA.

#### **SIGNIFICANT ISSUES**

On February 18, 2025, the United States Court of Appeals for the First Circuit issued a decision that found parents do not have a right to be informed of their child discussing gender identity issues with teacher and school officials. The Court stated, "By cultivating an environment where students may feel safe in expressing their gender identity, the protocol endeavors to remove psychological barriers for transgender students and equalizes educational opportunities." In addressing the school district's policy that protected the privacy of students, the Court opined that the policy "plausibly creates a space for students to express their identity without worrying about parental backlash..." Foote v. Ludlow School Committee, Case No. 23-1069.

#### **PERFORMANCE IMPLICATIONS**

None for HCA.

#### **ADMINISTRATIVE IMPLICATIONS**

None for HCA.

No IT impact.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None.

#### **TECHNICAL ISSUES**

None for HCA.

#### **OTHER SUBSTANTIVE ISSUES**

None for HCA.

#### **ALTERNATIVES**

None

#### **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Status Quo

#### **AMENDMENTS**

None