

LFC Requester:	LFC
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**AGENCY BILL ANALYSIS
2025 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:

LFC@NMLEGIS.GOV

and

DFA@STATE.NM.US

{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}

SECTION I: GENERAL INFORMATION

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

Click all that apply:

Original Amendment
Correction Substitute

Date 2025-02-21

Bill No: HB517

Sponsor: <u>Herndon, Pamelya</u>	Agency Name and Code <u>NMHED</u>
Short Title: <u>FREE CONDOMS FOR CERTAIN STUDENTS</u>	Number: _____
	Person Writing <u>Sena, Kathleen</u>
	Phone: <u>1505309264</u> Email <u>kathleen.sena@hed.nm.gov</u>

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

N/A	N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	N/A	N/A	N/A	N/A	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

House Bill 517 (HB517) enacts a new section of Chapter 21 NMSA 1978 requiring public post-secondary education institutions to provide free condoms to students. HB517 also enacts a new section of the Public School Code requiring school districts to provide free condoms to students in public secondary schools.

FISCAL IMPLICATIONS

HB517 does not allocate funding to public postsecondary institutions or school districts for implementing the newly amended Chapter 21 NMSA 1978, which mandates free condom distribution to students. Consequently, these institutions and districts must absorb the costs of providing condoms within their existing budgets, requiring internal reallocations of resources without additional state support.

SIGNIFICANT ISSUES

Each public post-secondary institution's administrators, working with their student health centers and others, shall determine the best manner to make free condoms available to students.

Minimally, the locations for free condoms selected at public post-secondary institutions shall be placed in locations that are readily accessible to the students including student health centers and restrooms.

Each school district's local governing boards and governing bodies of charter schools will adopt policies to make free condoms available to high school students.

Public school administrators in consultation with the school nurses will determine the best manner to make condoms available to high school students.

Minimally, the locations selected at public secondary education schools and charter schools will be placed in locations that are readily accessible to the students, including the school nurse's office and restrooms.

No appropriation is made in HB517 to provide public post-secondary education institutions or local school districts to pay for the condoms that are expected to be free to the students.

PERFORMANCE IMPLICATIONS

N/A

ADMINISTRATIVE IMPLICATIONS

N/A

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

N/A

TECHNICAL ISSUES

N/A

OTHER SUBSTANTIVE ISSUES

N/A

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Public post-secondary education institutions and public secondary education institutions will not be required to provide free condoms to students.

AMENDMENTS

N/A