

LFC Requester:	Sunny Liu
-----------------------	------------------

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: 1/24/25 *Check all that apply:*
Bill Number: HM002 Original Correction
 Amendment Substitute

	Agency Name and Code
Sponsor: <u>Rep Garratt / Rep Baca</u>	Number: <u>NM Indian Affairs Dept 60900</u>
Short Title: <u>LESC ARTIFICIAL INTELLIGENCE WORK</u>	Person Writing: <u>Amanda Nezzie</u>
	Phone: <u>505-699-3354</u> Email: <u>Amanda.nezzie@iad.nm.gov</u>

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

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: House Memorial 2 (HM2) asks LESC to convene a working group to study education data governance and artificial intelligence (AI). The working group would be tasked with making recommendations to the LESC regarding a formal structure for education data governance, statewide education data governance policies, and policies governing the use of AI in education by October 31, 2025.

FISCAL IMPLICATIONS

Legislative Memorials do not contain appropriations.

SIGNIFICANT ISSUES

HM2 acknowledges that AI systems may access educational datasets containing personally identifiable and culturally sensitive information, particularly concerning to Nations, Pueblos, and Tribes in New Mexico.

PERFORMANCE IMPLICATIONS

There are no performance implications in the Memorial that indicate Indian Affairs Department's (IAD) direct involvement with the work group.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

While there likely would not be any technical issues for IAD, there could be technical issues for Nations, Pueblos, and Tribes as it relates to data and/or AI. Additionally, it is important to ensure all students will have access to any artificial intelligence tools used by New Mexico students.

OTHER SUBSTANTIVE ISSUES

The Indian Affairs Department supports ensuring meaningful participation from Nations, Pueblos, and Tribes across New Mexico in general. HM2 states that it will include membership from Nations, Pueblos, and Tribes in the proposed education data governance and artificial intelligence working group.

Additionally, HM2 states that Artificial Intelligence systems may implicate “culturally sensitive data, creating novel conditions for data governance policies, especially regarding the data of Indian nations, tribes and pueblos in the state[.]” The Indian Affairs Department notes that such concerns exist for many Nations, Pueblos, Tribes, and tribal citizens throughout the state and the United States.

ALTERNATIVES

That state agencies continue to work on their data system improvements as they have been.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS