

LFC Requester:

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: 1-28-25 *Check all that apply:*
Bill Number: SB013 Original Correction
 Amendment Substitute

Sponsor: Senator Shendo **Agency Name and Code:** NM Indian Affairs Department 60900
Short Title: State-tribal Education Compact Schools Act **Number:** _____
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$0	Unknown	Unknown	Unknown

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
\$0	Unknown	Unknown	Unknown	Unknown

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	\$0	Unknown	Unknown	Unknown	Unknown	Unknown

(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:

This bill authorizes the Public Education Department to enter into state-tribal education compacts with Nations, Pueblos, or Tribes to establish language and culture-based schools. The bill outlines the application process, operational requirements, and rulemaking authority for these schools. The bill exempts tribal compact schools from certain state regulations, mandates reporting requirements, except those made applicable pursuant to the provisions of the State Tribal Education Compact Schools Act and in the state-tribal education compact. The bill allows state-tribal compact schools to receive state and federal funding. It also permits employment preferences and admissions prioritization. Additionally, this bill amends the Public School Capital Outlay Act to include said schools.

FISCAL IMPLICATIONS

This bill does not contain an appropriation.

While IAD does not directly work in education, IAD does work closely with its sister agencies and it could require that IAD have additional FTE on staff of assist the Public Education Department, particularly the Indian Education Division, to meet some of the requirements of the bill.

SIGNIFICANT ISSUES

The bill supports tribal sovereignty and self-determination through allowing Nations, Pueblos, and Tribes more extensive autonomy over the curriculum and evaluation of such curriculum. Additionally, the bill requires a government-to-government relationship between the state and Nations, Pueblos, and Tribes regarding education as it impacts Native American students. Tribal communities are most familiar with their language and culture and can provide an appropriate avenue to create language and culture schools.

IAD defers to PED regarding any implications which may arise due to exemptions from certain state statutes or requirements.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

PED will be responsible for stringent timelines as well as developing and promulgating rules. IAD defers to PED for any other potential administrative implications.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Tribes would likely have the ability to establish language and culture schools, but it would be unclear whether such schools would have access to state funding.

AMENDMENTS