

LFC Requester:	Connor Jorgensen
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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: 1/24/2025 *Check all that apply:*
Bill Number: SB 19 Original Correction
 Amendment Substitute

Sponsor: Sen. Jeff Steinborn **Agency Name**
Short Title: Boards of Regents Training Requirements **and Code Num-ber:** University of New Mexico-952
Person Writing Lenaya Montoya
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(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						

(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: SB 19 seeks to require the New Mexico Higher Education Department (NMHED) to provide ten (10) hours of training annually to members of Boards of Regents of higher educational institutions over which the NMHED has jurisdiction (state educational institutions enumerated in Article 12, Section 11 of the NM Constitution).

FISCAL IMPLICATIONS

SIGNIFICANT ISSUES

The Board of Regents and administrative management of the University of New Mexico recognize that it is fundamental to high performing governance bodies to receive training in good governance practices, and in particular, training around each Regent's fiduciary duty of loyalty (which runs to the University and to the State), and the Regents' fiduciary duty of care to make decisions with reasonable diligence and prudence, essentially meaning that they must exercise the same level of care that a prudent person would in similar circumstances, always prioritizing the best interests of the University over their own personal interests. To this end, the University already implements this by providing highly substantive training and orientation to all new members of the Board of Regents and by making available to all members of the Board of Regents training provided by one of the leading national organizations on good governance practices, the Association of Governing Boards of Universities and Colleges.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

This Bill could impose significant administrative burdens on the NMHED, when, at least as it relates to the University of New Mexico, those training matters are already being provided to the members of its Board of Regents, along with legal counsel providing ongoing guidance around the matters covered by this Bill.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

As stated previously, the University of New Mexico already implements this by providing highly substantive training and orientation to all new members of the Board of Regents and by making available to all members of the Board of Regents training provided by one of the leading national organizations, the Association of Governing Boards of Universities and Colleges.

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

Rather than imposing the training burden on NMHED and in recognition of the constitutional status of the Board of Regents of constitutionally established higher educational institutions, it may be more appropriate to impose upon such Boards of Regents the training obligation and to require that such Boards of Regents certify to the NMHED that such training and orientation has, in fact, been provided and given.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS