

LFC Requester:**Rachel Mercer Garcia****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:** 2/18/25*Check all that apply:***Bill Number:** SB417Original Correction Amendment Substitute **Sponsor:** Sen Stewart**Agency Name****and Code** HCA-630**Number:** _____**Short Title:** Confirmatory Adoptions**Person Writing** Jill Goodmacher**Title:** _____**Phone:** 505-629-5182Jillian.goodmacher@h**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 revenue 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

Synopsis:

This bill adds in new provisions in the Adoption Act for “confirmatory adoptions”. This is an action for a parent or parents of a child(ren) born through assisted reproduction. It establishes provisions to confirm parentage of the child(ren) and obtain a judgment of adoption.

FISCAL IMPLICATIONS

Note: major assumptions underlying fiscal impact should be documented.

Note: if additional operating budget impact is estimated, assumptions and calculations should be reported in this section.

SIGNIFICANT ISSUES

There could be competing issues on what pleadings should be filed to determine parentage when assisted reproduction is used even when there is a presumed parent. However, there may be a minimal impact on CSSD as the court will make any decisions on the validity of any outstanding assisted reproduction issues. Adoption issues are likely to be resolved by the time adoptive parents would apply for CSSD services.

PERFORMANCE IMPLICATIONS

This bill could impact CSSD’s federal performance measures which include, but not limited to, parentage establishment and cost effectiveness ratio.

ADMINISTRATIVE IMPLICATIONS

CSSD Business processes could change depending on the actions needed to determine parentage when a confirmatory adoption should have taken place and has not.

It is anticipated that any IT system updates required for the Child Support Enforcement System (CSES) such as modernizing language, and updating family structures or order types will be conducted under existing or future contracts and will be completed at no additional cost. Work could not start, however, until state fiscal year 2026.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

There are two bills attempting to make revisions/updates to the Uniform Parentage Act, §40-11A-101 through 40-11A-903, NMSA 1978.

HB 373 revises the Uniform Parentage Act (UPA) to define an “intended parent” as “an individual, married or unmarried, who manifests an intent to be legally bound as a parent of a child conceived by assisted reproduction” that includes the ability of an “intended parent” to sign an Acknowledgment of Parentage (AOP) which is the equivalent to an adjudication of parentage. Whereas SB 417 seems to imply that parents who use assisted reproduction must confirm parentage through the use of a “confirmatory adoption” and obtain a judgment of adoption

TECHNICAL ISSUES

N/A

OTHER SUBSTANTIVE ISSUES

Gender neutral language may be needed throughout the bill to better encompass all family

structures including same sex couples.

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

N/A

AMENDMENTS

N/A