

<b>LFC Requester:</b>	<b>Sonny Liu</b>
-----------------------	------------------

**AGENCY BILL ANALYSIS  
2019 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:**

[LFC@NMLEGIS.GOV](mailto:LFC@NMLEGIS.GOV)

*and*

[DFA@STATE.NM.US](mailto: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}*

Check all that apply:  
**Original**     **Amendment**    \_\_\_\_\_  
**Correction**    \_\_\_\_\_ **Substitute**    \_\_\_\_\_

**Date** 2/11/19  
**Bill No:** HB473

**Sponsor:** Rep. A. Baldonado, Rep. P. Ruiloba  
**Short Title:** SCHOOL SECURITY EQUIPMENT FUND

**Agency Name and Code Number:** 924 PED  
**Person Writing:** Daniel Manzano  
**Phone:** 505-670-3820    **Email:** Daniel.Manzano@state.nm.us

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY19	FY20		
\$5,000.00	\$5,000.00	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY19	FY20	FY21		
NFI	NFI	NFI	N/A	N/A

(Parenthesis ( ) Indicate Expenditure Decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY19</b>	<b>FY20</b>	<b>FY21</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>	Moderate impact	Minimal impact	Minimal impact			General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: HB129, SB146, SB147, SB148, SB288

Duplicates/Relates to Appropriation in the General Appropriation Act: None as of 2/7/19

**SECTION III: NARRATIVE**

**BILL SUMMARY**

Synopsis: House Bill 473 (HB473) creates a new section of the Public School Code, makes an appropriation, and establishes a school security fund in the state treasury. The school security fund allows school district to purchase school security equipment not funded under 22-24-4.7 NMSA 1978, school security system projects. The school districts have two years to spend the funds awarded to them.

**FISCAL IMPLICATIONS**

The immediate fiscal impact on the Public Education Department (PED) in fiscal year 19 is moderate. Prior to July 1, 2019 when funds from the school security equipment fund become available, the PED must promulgate rules and procedures for the districts to apply for funding. Procedures include the ranking of applications and the determination of the portion of the cost for security vehicles and equipment the district is willing and able to pay not funded by the security equipment fund and procedures for a public hearing to decide which applications will be funded. In addition, procedures need to be developed on how to certify applications and communicate those approvals to the Department of Finance and Administration (DFA) for voucher payments. This would require updating the Operating Budget Management System (OBMS) to include a specific fund code for the school security equipment fund so the PED could monitor and approve expenditures prior to being sent to DFA for voucher payments.

After the initial start-up in fiscal year 20, the impact on the PED will be minimal. The PED will administer the annual application process, hold public hearings and approve expenditures.

**SIGNIFICANT ISSUES**

The New Mexico Administrative Code (NMAC) at 6.12.6 requires local school boards, school districts and charter schools to develop and implement a policy that addresses student and employee wellness through a coordinated school health approach. Within this policy is the requirement for school-level safety plans at each school building focused on supporting healthy and learning environments.

When determining the type of security vehicles and security equipment a school district or school needs, the School Threat & Hazard Vulnerability Analysis should be completed to

identify the type and severity of the risk. This process is a part of the [Planning for Safe Schools in New Mexico](#) guidelines. Afterwards, schools and school districts can identify potential gaps and prioritize the type of security vehicles and other security equipment they may need. Then they can identify the local funding that is available for the purchase and determine if additional funding is needed from the school security equipment fund.

#### **PERFORMANCE IMPLICATIONS**

None as of 2/7/19

#### **ADMINISTRATIVE IMPLICATIONS**

As described under the fiscal implications section above, the PED would need to promulgate rules and procedures for the application and awarding process and the public hearings. This could be done with existing staff.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

HB 473 relates to HB129, SB146, SB147, SB148, and SB288 which focus on safe and healthy schools.

#### **TECHNICAL ISSUES**

None as of 2/7/19

#### **OTHER SUBSTANTIVE ISSUES**

None as of 2/7/19

#### **ALTERNATIVES**

None as of 2/7/19

#### **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Funding for school security system projects will continue to be provided under 22-24-4.7 NMSA, 1978.

#### **AMENDMENTS**

None as of 2/7/19