

LFC Requester:	Liu
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**BILL ANALYSIS
2023 REGULAR SESSION**

SECTION I: GENERAL INFORMATION

Check all that apply:

Original **Amendment**
Correction **Substitute**

Date Prepared: 02/20/23

Bill No: SB490

Sponsor: Maestas

**Agency Name
and Code**

Number: PED - 924

Short HEAD VARSITY COACH

Person Writing Gregory Frostad

Title: BONUSES

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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY23	FY24		
None	\$3,340.0	Nonrecurring	GF

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY23	FY24	FY25		
None	None	None	N/A	NFA

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY23	FY24	FY25	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	None	\$4,500.0	None	\$4,500.0	Nonrecurring	GF

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Relates to Appropriation in the General Appropriation Act
The General Appropriation Act does not include funding for comparable purposes.

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: Senate Bill 490 (SB490) appropriates \$3.34 million from to the Public Education Department (PED) to distribute to school districts in FY24 to provide bonuses to each head varsity athletic coach in public schools.

The bill does not provide an effective date. Laws go into effect 90 days after the adjournment of the Legislature enacting them, unless a later date is specified. If enacted, this bill would become effective June 16, 2023.

FISCAL IMPLICATIONS

The bill appropriates \$3.34 million from the general fund to PED to distribute to school districts in FY24. The bill requires any unexpended or unencumbered balance remaining at the end of FY24 to revert to the general fund. It is likely that distribution of \$5,000 bonuses to all eligible head varsity coaches would cost much more than the appropriated amount (see Significant Issues).

SIGNIFICANT ISSUES

The appropriation would afford distribution of \$5,000 bonuses to no more than 668 varsity athletic coaches. Section 22-31-3 NMSA 1978, [Data Reporting](#), of the School Athletics Equity Act requires that schools report coaches' names, job titles, and employment statuses, such as full-time, part-time, contract, or volunteer. These data are not immediately available, requiring instead an estimation of fiscal implications.

There are 89 school districts in New Mexico. SB490 would make no more than 668 stipends available, which, if evenly distributed across school districts, would provide seven to eight stipends per school district. The five largest public high schools, according to New Mexico Activity Association, field from 23 to 26 varsity boys and girls teams, with the smallest districts, fielding more than 10 varsity boys and girls teams. Clearly, the bill would not appropriate enough funds to fairly distribute stipends to the many head varsity coaches across the state. While PED reports show 599 staff assigned as Athletic Coach, no data is available at this time to indicate which are head varsity coaches, or whether staff with other primary assignments, such as teacher, may also serve as head varsity coach. Based on the sample above, however, it seems likely the actual number of coaches eligible for the bonus would be greater than the appropriation affords. It is more likely that at least 900 coaches would be eligible for bonuses, requiring an expenditure of \$4.5 million.

PERFORMANCE IMPLICATIONS

None.

ADMINISTRATIVE IMPLICATIONS

The data reporting required of the bill would not present a significant administrative burden to PED.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Relates to: [SB450, School Coach CPR & AED Training](#), which would require all licensed coaches employed by school districts and charter schools to have current certification in cardiopulmonary resuscitation (CPR), including training regarding the use of automated external defibrillators (AEDs).

TECHNICAL ISSUES

Technically, varsity coaches at public charter schools would be eligible for the bonus provided for by the SB490, though the bill does not specifically mention public charter schools. The fiscal

implications have been estimated assuming the bill does not apply to coaches at public charter high schools. Estimated expenses could be much greater considering the additional eligible coaches at the 58 New Mexico public charter high schools.

The bill does not make clear whether a head varsity coach of several teams would be eligible for multiple stipends.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

None.

AMENDMENTS

None.