SENATE BILL 465

56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023

INTRODUCED BY

Antonio Maestas

AN ACT

RELATING TO DATA COLLECTION; REQUIRING CERTAIN EDUCATIONAL INSTITUTIONS TO COLLECT DEMOGRAPHIC DATA PERTAINING TO PARENT AND GUARDIAN EDUCATIONAL ATTAINMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. [NEW MATERIAL] EDUCATIONAL INSTITUTIONS--DEMOGRAPHIC DATA COLLECTION--PARENT AND GUARDIAN EDUCATIONAL ATTAINMENT.--

A. For purposes of this section, "educational institution" means an institution receiving funding pursuant to the Public School Capital Outlay Act, public post-secondary educational institutions and state educational institutions as provided pursuant to Article 12, Section 11 of the constitution of New Mexico.

B. An educational institution shall collect
voluntary, self-identification information pertaining to the
educational attainment of a prospective student's parents,
legal guardians or fictive kin on the educational institution's
application or registration form.

C. The educational institution shall:

(1) report the data collected pursuant to
Subsection B of this section to the public education department
and the higher education department; and

(2) make the data available to the public in
accordance with state and federal law, excluding personal
identifying information, which shall be deemed confidential and
shall not be disclosed.

D. An educational institution shall not report
demographic data collected pursuant to this section that would
permit identification of individuals or would result in
statistical unreliability. Reports on data collected pursuant
to this section may aggregate categories at a state, county,
city, census tract or zip code level to prevent identification
of individuals, facilitate comparisons and identify
disparities.

E. An educational institution shall only use
information voluntarily provided for analyzing demographics,
improving quality of services, conducting approved research,
fulfilling reporting requirements, fulfilling funding requests
for federal and private entities or guiding policy or funding
decisions.

SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2023.

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