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SENATE BILL 165

**49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010**

INTRODUCED BY  
Cynthia Nava

AN ACT

RELATING TO PUBLIC SCHOOLS; DELAYING THE IMPLEMENTATION OF THE  
SCHOOL ATHLETICS EQUITY ACT.

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

Section 1. Section 22-31-1 NMSA 1978 (being Laws 2009,  
Chapter 178, Section 1) is amended to read:

"22-31-1. SHORT TITLE.--~~[This act]~~ Chapter 22, Article 31  
NMSA 1978 may be cited as the "School Athletics Equity Act"."

Section 2. Section 22-31-3 NMSA 1978 (being Laws 2009,  
Chapter 178, Section 3) is amended to read:

"22-31-3. DATA REPORTING.--The department shall collect  
annual data from public schools on their athletics programs.  
Each public school shall collect and submit the prior-year data  
required in this section in a format required by the  
department. The data submitted shall include:

1                   A. by August 31, [~~2011~~] 2012, the following  
2 information pertaining to enrollment:

3                   (1) the total enrollment in each public school  
4 as an average of enrollment at the eightieth and one hundred  
5 twentieth days of the school year;

6                   (2) student enrollment by gender;

7                   (3) total number of students participating in  
8 athletics;

9                   (4) athletics participation by gender; and

10                  (5) the number of boys' teams and girls' teams  
11 by sport and by competition level;

12                  B. by August 31, [~~2011~~] 2012, the following  
13 information pertaining to athletic directors, coaches and other  
14 school personnel:

15                  (1) the name and gender of each public  
16 school's athletic director;

17                  (2) the name of each team's coaches and other  
18 team personnel, with their gender, job title and employment  
19 status, such as full-time, part-time, contract or seasonal,  
20 specified;

21                  (3) the coach-to-athlete and staff-to-athlete  
22 ratio for each team; and

23                  (4) the stipend or other compensation for  
24 coaching paid to coaches of boys' teams and to coaches of  
25 girls' teams for each public school;

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1 C. by August 31, [~~2012~~] 2013, an accounting of the  
2 funding sources that are used to support the school's athletics  
3 programs and to which teams those funds are allocated; funding  
4 sources include state funding, federal funding, fundraising or  
5 booster clubs, game and concession receipts, gate receipts,  
6 cash or in-kind donations, grants and any other source;

7 D. by August 31, [~~2012~~] 2013, the following  
8 information regarding expenses, including:

9 (1) any capital outlay expenditures for each  
10 public school's athletics programs;

11 (2) the expenditures for each public school's  
12 athletics programs; and

13 (3) the expenditures for individual teams,  
14 including travel expenses such as transportation, meal  
15 allowances and overnight accommodations; equipment; uniforms;  
16 facilities; facilities improvements; publicity expenses;  
17 awards; banquets; insurance; and any other expenses incurred by  
18 each team; and

19 E. by August 31, [~~2012~~] 2013, a statement of  
20 benefits and services to each team, including:

21 (1) replacement schedules for equipment,  
22 uniforms and supplies;

23 (2) practice and game schedules;

24 (3) access to locker rooms, weight rooms and  
25 practice, competitive and training facilities; and

1 (4) assistance in obtaining scholarships."

2 Section 3. Section 22-31-6 NMSA 1978 (being Laws 2009,  
3 Chapter 178, Section 6) is amended to read:

4 "22-31-6. REPORT TO GOVERNOR AND LEGISLATURE.--Beginning  
5 December 1, [~~2011~~] 2012, the department shall submit annually a  
6 report on the School Athletics Equity Act to the governor and  
7 the legislature, including a summary of the data received from  
8 the public schools. The report shall include recommendations  
9 on how to increase gender equity in athletics in public  
10 schools. The department shall post the report on its web  
11 site."

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