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## FISCAL IMPACT REPORT

ORIGINAL DATE 03/10/09

SPONSOR Campos, P. LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_

SHORT TITLE Review Branch and Community College Statutes SM 75

ANALYST Williams

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY09	FY10		
	NFI		

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to Senate Bill 679

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

New Mexico Independent Community Colleges  
Public Education Department

### SUMMARY

#### Synopsis of Bill

Senate Memorial 75 requests the Higher Education Department and the Public Education Department to review the adequacy and appropriateness of branch and community college statutes. Recommendations for modification are to be presented at the 2010 legislative session. The memorial expresses concerns that provisions in some statutes may be obsolete, duplicative or no longer relevant.

The memorial identifies the following key statutes:

1. Branch community colleges, codified in 1957, under which ten branch campuses operate;
2. Community College Act, from Laws of 1963, under which six locally governed community college operate;
3. Technical and Vocational Institute Act, from Laws of 1965, under which Central New Mexico Community College operate;
4. Off-Campus Instruction Act, from Laws of 1982, under which no institution currently operates; and
5. College District Tax Act, the Learning Center Act and the Workforce Training Act.

**FISCAL IMPLICATIONS**

The memorial does not contain a fiscal impact.

**SIGNIFICANT ISSUES**

The Higher Education Department has testified it intends to conduct this review in the near future.

PED notes the relatively recent establishment of HED in 2005 may necessitate clarification for the roles of HED and PED within various statutes referenced in this memorial. There are several examples of statutes identifying and limiting PED responsibilities, with no mention of HED in these statutes.

**OTHER SUBSTANTIVE ISSUES**

The memorial requests these recommendations be reported to the 2010 legislature; however, legislation in this area may not be considered germane in the 2010 session.

**ALTERNATIVES**

Senate Bill 679 amends, recompiles and repeals several articles in Chapter 21, State and Private Education Institutions.

AW/svb