

LFC Requester:	Joseph Simon
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**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:

Analysis.nmlegis.gov

{Analysis must be uploaded as a PDF}

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:

Date 2/1/2024

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

Prepared: _____
Bill No: SB 272

Sponsor: Senator Carrie Hamblen

Agency Name and Code Number: Tourism 418

Short Title: SEXUAL ORIENTATION & GENDER ORIENTATION DATA

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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		
N/A	N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY24	FY25	FY26	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	N/A	N/A	N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

Senate Bill 272 (SB 272) requires that certain executive departments, to include the New Mexico Tourism Department (NMTD), collect demographic data pertaining to sexual orientation and gender identity.

FISCAL IMPLICATIONS

None

SIGNIFICANT ISSUES

SB 272 requires that executive departments, such as NMTD, include data collection pertaining to sexual orientation and gender identity when collecting demographic data directly or through a contractor. This type of data will be through voluntary self-identification.

NMTD would be required to report the data to the legislature, make it available to the public, except for personal identifying information deemed confidential. NMTD data related to sexual orientation and gender identity shall be used for demographic analysis, quality improvement of services, approved research and fulfilling reporting requirements or guiding policy or funding decisions.

SB 272 codifies the Governor’s Executive Order 2021-048 regarding the collection of sexual orientation and gender identity.

PERFORMANCE IMPLICATIONS

SB 272 would legally require NMTD to collect sexual orientation and gender identity data on a voluntary basis as part of data collection projects. The intent would be to ensure quality improvement of services of NMTD, and to provide this data to approved research, reporting and

policy projects that NMTD undertakes.

ADMINISTRATIVE IMPLICATIONS

SB 272 would legally require NMTD to collect sexual orientation and gender identity data on a voluntary basis as part of data collection projects. NMTD is currently required to do this through the Governor's Executive Order 2021-048 so administrative implications should not be extensive.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

None

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

There will not be a law requiring certain executive agencies to collect sexual orientation and gender identity data on a voluntary basis.

AMENDMENTS

None