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SENATE BILL 57

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

Peter Wirth and Reena Szczepanski

AN ACT

RELATING TO PUBLIC RECORDS; AMENDING THE INSPECTION OF PUBLIC RECORDS ACT TO EXCEPT FROM DISCLOSURE ANY RECORD CONTAINING PERSONAL IDENTIFYING INFORMATION OR SENSITIVE INFORMATION RELATED TO THE PRACTICE OF A MEDICAL PROVIDER WHO PERFORMS MEDICAL SERVICES RELATED TO ABORTION.

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

SECTION 1. Section 14-2-1 NMSA 1978 (being Laws 1947, Chapter 130, Section 1, as amended) is amended to read:

"14-2-1. RIGHT TO INSPECT PUBLIC RECORDS--EXCEPTIONS.--
Every person has a right to inspect public records of this state except:

A. records pertaining to physical or mental examinations and medical treatment of persons confined to an institution;

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underscoring material = new
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- 1 B. letters of reference concerning employment,
2 licensing or permits;
- 3 C. letters or memoranda that are matters of opinion
4 in personnel files or students' cumulative files;
- 5 D. portions of law enforcement records as provided
6 in Section 14-2-1.2 NMSA 1978;
- 7 E. as provided by the Confidential Materials Act;
- 8 F. trade secrets;
- 9 G. attorney-client privileged information;
- 10 H. long-range or strategic business plans of public
11 hospitals discussed in a properly closed meeting;
- 12 I. tactical response plans or procedures prepared
13 for or by the state or a political subdivision of the state,
14 the publication of which could reveal specific vulnerabilities,
15 risk assessments or tactical emergency security procedures that
16 could be used to facilitate the planning or execution of a
17 terrorist attack;
- 18 J. information concerning information technology
19 systems, the publication of which would reveal specific
20 vulnerabilities that compromise or allow unlawful access to
21 such systems; provided that this subsection shall not be used
22 to restrict requests for:
- 23 (1) records stored or transmitted using
24 information technology systems;
- 25 (2) internal and external audits of

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1 information technology systems, except for those portions that
2 would reveal ongoing vulnerabilities that compromise or allow
3 unlawful access to such systems; or

4 (3) information to authenticate or validate
5 records received pursuant to a request fulfilled pursuant to
6 the Inspection of Public Records Act;

7 K. submissions in response to a competitive grant,
8 land lease or scholarship and related scoring materials and
9 evaluation reports until finalists are publicly named or the
10 award is announced; ~~and~~

11 L. records containing personal identifying
12 information or sensitive information related to the practice of
13 a medical provider employed by a public body who performs
14 medical services related to abortion; and

15 ~~[E.]~~ M. as otherwise provided by law."

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