

HOUSE LABOR AND HUMAN RESOURCES COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 627

**51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;  
EXCEPTING INFORMATION THAT WOULD LIKELY REVEAL THE IDENTITY OR  
LOCATION OF CERTAIN INDIVIDUALS FROM THE INSPECTION OF PUBLIC  
RECORDS ACT.

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.--

A. Every person has a right to inspect public  
records of this state except:

(1) records pertaining to physical or mental  
examinations and medical treatment of persons confined to an  
institution;

(2) letters of reference concerning

.193169.3

underscored material = new  
[bracketed material] = delete

1 employment, licensing or permits;

2 (3) letters or memoranda that are matters of  
3 opinion in personnel files or students' cumulative files;

4 (4) law enforcement records that reveal  
5 confidential sources, methods, information or individuals  
6 accused but not charged with a crime. Law enforcement records  
7 include evidence in any form received or compiled in connection  
8 with a criminal investigation or prosecution by a law  
9 enforcement or prosecuting agency, including inactive matters  
10 or closed investigations to the extent that they contain the  
11 information listed in this paragraph;

12 (5) as provided by the Confidential Materials  
13 Act;

14 (6) trade secrets, attorney-client privileged  
15 information and long-range or strategic business plans of  
16 public hospitals discussed in a properly closed meeting;

17 (7) tactical response plans or procedures  
18 prepared for or by the state or a political subdivision of the  
19 state, the publication of which could reveal specific  
20 vulnerabilities, risk assessments or tactical emergency  
21 security procedures that could be used to facilitate the  
22 planning or execution of a terrorist attack; ~~[and]~~

23 (8) any information that would likely reveal  
24 the identity or location of an undercover peace officer;

25 (9) any information that would likely reveal

1 the identity or location of a party protected under an order of  
2 protection pursuant to the Family Violence Protection Act or  
3 any other order of protection pursuant to state or federal law;  
4 and

5 [~~8~~] (10) as otherwise provided by law.

6 B. Protected personal identifier information  
7 contained in public records may be redacted by a public body  
8 before inspection or copying of a record. The presence of  
9 protected personal identifier information on a record does not  
10 exempt the record from inspection. Unredacted records that  
11 contain protected personal identifier information shall not be  
12 made available on publicly accessible web sites operated by or  
13 managed on behalf of a public body."