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AN ACT

RELATING TO INCARCERATED WOMEN; REQUIRING CORRECTIONAL FACILITIES TO DEVELOP AND IMPLEMENT POLICIES FOR LACTATING INMATES.

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

SECTION 1. CORRECTIONAL FACILITIES--INFANT AND TODDLER FEEDING POLICIES.--

A. By January 1, 2018, every correctional facility that houses female inmates shall develop and implement an infant and toddler breast milk feeding policy for lactating female inmates that is based on current accepted best practices. The policy shall include provisions for:

(1) medically appropriate support and care related to cessation of lactation or weaning; and

(2) human milk expression, disposal and same-day storage for later retrieval and delivery to an infant or toddler by an approved person, if preferred by the lactating inmate and approved by the correctional facility administrator.

B. An infant and toddler feeding policy shall be clearly posted in all places within a correctional facility where medical care is provided, and the provisions of the policy shall be routinely communicated to all correctional facility staff persons who interact with or oversee pregnant

1 or lactating inmates and shall be included in the facility's
2 new employee orientation and training.

3 C. For the purposes of this section, "correctional
4 facility" means a jail, prison or other detention facility,
5 whether operated by a government or private contractor, that
6 is used for the confinement of adult or juvenile persons who
7 are charged with or convicted of a violation of a law or
8 ordinance.

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