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FISCAL IMPACT REPORT

SPONSOR Lopez ORIGINAL DATE 2/09/17
LAST UPDATED 2/28/17 HB _____

SHORT TITLE Certain Student Misconduct Reports to Parents SB 251/aSJC

ANALYST Hanika-Ortiz

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY17	FY18	FY19	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total		Minimal				

SOURCES OF INFORMATION

LFC Files

Responses Received From

State Commission of Public Records (SCPR)

SUMMARY

Synopsis of Amendment

The Senate Judiciary Committee amendment clarifies that it is the actual parent of the student involved in the alleged misconduct who should receive the investigation reports.

Synopsis of Bill

Senate Bill 251 (SB 251) amends the Inspection of Public Records Act (Act) to require reports related to misconduct investigations conducted on school district law enforcement officers to be provided to a parent if a student was involved in the alleged misconduct being investigated.

SIGNIFICANT ISSUES

Senate Bill 251 (SB 251) would add a new section to the Inspection of Public Records Act that requires a parent to receive certain investigation reports related to a school district law enforcement officer's misconduct if a student, not necessarily their own child, was involved in the misconduct. Reports include witness statements and forensic interviews, subject to redaction of protected personal information or confidential information protected by state or federal law.

SCPR says the bill carves out an exception to the Act's exception for disclosure of public records in Section 14-2-1(A)(3) NMSA 1978 (letters or memoranda in personnel or student files). SCPR says the bill may conflict with Section 14-2-1(A)(4) NMSA 1978 (law enforcement records).

AHO/jle/al