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FISCAL IMPACT REPORT

SPONSOR Candelaria ORIGINAL DATE 3/07/19
LAST UPDATED _____ HB _____
SHORT TITLE Study Document Redaction Software SJM 13
ANALYST Glenn

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY19	FY20	FY21	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	NFI	NFI				

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of Joint Memorial

Senate Joint Memorial 13 requests the Interim Courts, Corrections and Justice Committee convene a task force to study the feasibility of statewide adoption of the use of document redaction software.

SJM13 directs the task force include representatives of the Foundation for Open Government, Press Association, Broadcasters Association, the Society of Professional Journalists, Attorney General, and other relevant agencies; members of state and local law enforcement agencies; and a representative of the Department of Public Safety.

The task force is requested to report its findings to the Interim Courts, Corrections and Justice Committee by October 1, 2019.

FISCAL IMPLICATIONS

None noted.

SIGNIFICANT ISSUES

The stated reasons for the memorial include the need to promptly and efficiently grant all reasonable requests to inspect public records the increasing need to improve government's use of technology in responding to records requests the existence of document redaction software that

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allows for the electronic removal of specific information from a document and the benefits of using of technology to make public records accessible and arm people with the tools that keep government accountable.

The Inspection of Public Records Act (IPRA) requires the records custodian for a public body to separate exempt information from public records prior to making the records available for inspection and copying. For electronic records, IPRA contemplates public bodies will use document redaction software described in the memorial to redact exempt information from electronic records. Specifically, IPRA provides exempt information “in an electronic document shall be removed along with the corresponding metadata prior to disclosure by utilizing methods or redaction tools that prevent the recovery of exempt information from a redacted electronic document.” 14-2-9(A) NMSA 1978.

BG/al