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HOUSE BILL 536

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Pauline K. Gubbels

AN ACT

**RELATING TO THE ENVIRONMENT; AUTHORIZING A POLLUTION
PREVENTION PROGRAM; PROVIDING FOR CERTAIN BUSINESS SENSITIVE
INFORMATION TO BE CONFIDENTIAL AND NOT SUBJECT TO THE PUBLIC
RECORDS ACT.**

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

**Section 1. A new section of the Environmental
Improvement Act is enacted to read:**

**" [NEW MATERIAL] GREEN ZIA PROGRAM - BUSINESS SENSITIVE
INFORMATION CONFIDENTIAL. --**

**A. The department may develop and administer a
pollution prevention program to be known as the "green zia
program". The department may enter into contracts with the
federal government, promulgate rules and take other actions
appropriate and necessary to produce an efficient and**

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1 effective program.

2 B. Information provided to the department in
3 accordance with the green zia program may be subject to
4 confidentiality if the person furnishing the information
5 demonstrates to the department that the information would
6 divulge confidential business records or methods or processes
7 entitled to protection as trade secrets. If the department
8 determines that information is subject to confidentiality, the
9 secretary shall promulgate a determination of confidentiality
10 with an order of confidentiality. Confidential information
11 may be disclosed to employees or authorized representatives of
12 the department, but they shall not disclose the information to
13 any other person. "