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FISCAL IMPACT REPORT

ORIGINAL DATE 02/26/13
 SPONSOR HLC LAST UPDATED 03/02/13 HB 627/HLCS
 SHORT TITLE Public Peace, Health, Safety and Welfare SB _____
 ANALYST Soderquist

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY13	FY14	FY15	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	NFI	NFI	NFI			

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Children, Youth and Families Department (CYFD)
 Attorney General's Office (AGO)

No Response From

Department of Public Safety (DPS)

SUMMARY

Synopsis of Bill

The House Labor and Human Resources Committee substitute for House Bill 627 (HB 627) amends Section 14-2-1 NMSA 1978 (the Inspection of Public Records Act (IPRA)) and provides exceptions to the right to inspect public records in the state in those instances where : 1) information would reveal the identity or location of an undercover police officer; 2) information would reveal the identity or location of a party protected under an order of protection pursuant to the Family Violence Protection Act or any other order of protection pursuant to state or federal law.

FISCAL IMPLICATIONS

No significant fiscal impact. However, any additional administrative effort required to fulfill the terms of this legislation would be absorbed by existing resources.

OTHER SUBSTANTIVE ISSUES

The IPRA requires a public body to allow inspection of public records unless they are excepted by a constitutional or statutory provision or a court rule. Accordingly, when the legislature enacts express statutory exceptions, like those embodied in HB 627, it provides clear and direct notice to public bodies and members of the public that the covered records need not be provided in response to a request to inspect under IPRA. As such, the proposed legislation is consistent with existing statute.

RS/svb