

<b>LFC Requester:</b>	<b>Christine Boerner</b>
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**AGENCY BILL ANALYSIS  
2017 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:**

[LFC@NMLEGIS.GOV](mailto:LFC@NMLEGIS.GOV)

*and*

[DFA@STATE.NM.US](mailto:DFA@STATE.NM.US)

**SECTION I: GENERAL INFORMATION**

*Check all that apply:*

**Original**      X   **Amendment**            
**Correction**           **Substitute**          

**Date** 2/18/2017  
**Bill No:** SB 472

**Sponsor:** Senator Sander Rue                      **Agency Code:** 305 – Office of Attorney General  
**Short**        **SUNSHINE PORTAL INFO**              **Person Writing**        Dylan K. Lange  
**Title:**    **Phone:** 490-4847        **Email** dlange@nmag.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY17	FY18		

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY17	FY18	FY19		

(Parenthesis ( ) Indicate Expenditure Decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY17</b>	<b>FY18</b>	<b>FY19</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
 Duplicates/Relates to Appropriation in the General Appropriation Act

**SECTION III: NARRATIVE**

**BILL SUMMARY**

Synopsis:

SB 472 would expand the information required to be posted on the sunshine portal.

Section 1 would add the definition of financial information, sunshine portal, and transparency website.

Section 2 would allow only the New Mexico Department of Information to act as the operator of the sunshine portal. This section also reorganizes the format for the current statute and includes new material regarding the financial information to be disclosed, including: budget adjustments, quarterly consensus revenue estimates, reversions and cash balances, annual summary, appropriations. This section further exempts information regarding certain employee’s personal identifying information.

Section 4 states that no agency is required to post information which the agency head has made a written determination that prevailing public interest is against publishing that type of information on the internet.

The effective date of the provisions of this act is July 1, 2017

**FISCAL IMPLICATIONS**

None to this office.

**SIGNIFICANT ISSUES**

This proposed bill mainly cleans up the formatting of the current statute. However, the New Mexico Department of Information should ensure that they do not post information that is otherwise protected by New Mexico state of federal statute, rule, or Constitution

**PERFORMANCE IMPLICATIONS**

The OAG’s will need to ensure that it complies with the requirements for maintaining a transparency website established under the Bill.

**ADMINISTRATIVE IMPLICATIONS**

None to this office

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None

**TECHNICAL ISSUES**

None to this office

**OTHER SUBSTANTIVE ISSUES**

None

**ALTERNATIVES**

N/A

**WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Status quo

**AMENDMENTS**

N/A