

The Legislature
of the
State of New Mexico

53rd Legislature, 1st Session

LAWS 2017

CHAPTER _____

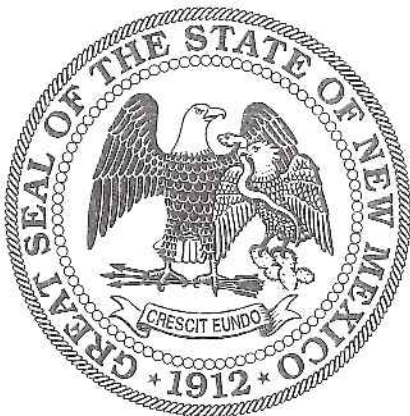
HOUSE BILL 277, as amended

POCKET VETOED

Introduced by

REPRESENTATIVE SARAH MAESTAS BARNES

SENATOR MICHAEL PADILLA



1 AN ACT

2 RELATING TO INCARCERATED WOMEN; REQUIRING CORRECTIONAL
3 FACILITIES TO DEVELOP AND IMPLEMENT POLICIES FOR LACTATING
4 INMATES.

5
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

7 SECTION 1. CORRECTIONAL FACILITIES--INFANT AND TODDLER
8 FEEDING POLICIES.--

9 A. By January 1, 2018, every correctional facility
10 that houses female inmates shall develop and implement an
11 infant and toddler breast milk feeding policy for lactating
12 female inmates that is based on current accepted best
13 practices. The policy shall include provisions for:

14 (1) medically appropriate support and care
15 related to cessation of lactation or weaning; and

16 (2) human milk expression, disposal and
17 same-day storage for later retrieval and delivery to an
18 infant or toddler by an approved person, if preferred by the
19 lactating inmate and approved by the correctional facility
20 administrator.

21 B. An infant and toddler feeding policy shall be
22 clearly posted in all places within a correctional facility
23 where medical care is provided, and the provisions of the
24 policy shall be routinely communicated to all correctional
25 facility staff persons who interact with or oversee pregnant

1 or lactating inmates and shall be included in the facility's
2 new employee orientation and training.

3 C. For the purposes of this section, "correctional
4 facility" means a jail, prison or other detention facility,
5 whether operated by a government or private contractor, that
6 is used for the confinement of adult or juvenile persons who
7 are charged with or convicted of a violation of a law or
8 ordinance.

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s/Brian Egolf
Brian Egolf, Speaker
House of Representatives

s/Lisa M. Ortiz McCutcheon
Lisa M. Ortiz McCutcheon, Chief Clerk
House of Representatives

s/John A. Sanchez
John A. Sanchez, President
Senate

s/Lenore M. Naranjo
Lenore M. Naranjo, Chief Clerk
Senate

Approved by me this _____ day of _____, 2017

s/Susana Martinez
Susana Martinez, Governor
State of New Mexico