



April 15, 2025

VIA EMAIL ONLY

Chief Records Custodian
New Mexico Department of Health
PO Box 26110, Santa Fe, NM 87502

RE: IPRA Request for records from the New Mexico Registrar on reported induced abortions.

Dear Custodian of Public Records:

Pursuant to the Inspection of Public Records Act § 14-2-1 et seq., the American Center for Law and Justice (ACLJ)¹ requests records from the New Mexico Registrar on reported induced abortions.

For purposes of this Request, and unless otherwise indicated, the timeframe of records requested herein is December 1, 2024, through the date of receipt of this Request. All terms used herein have the definitions given by NMSA § 14-2-6, et seq.

The ACLJ requests copies the following records be provided via email:

1. All records including emails prepared to be sent to the Center for Disease Control and Prevention to be included in the National Vital Statistics System that include reports on induced abortions reported to the state registrar pursuant to NM Stat. § 24-14-18.
2. All records sent to the state registrar from the person in charge of the institution in which the induced abortion was performed pursuant to NM Stat. § 24-14-18.
3. All records including emails and reports sent by the attending physician, if the induced abortion was performed outside an institution pursuant to NM Stat. § 24-14-18.

¹ The ACLJ is a not-for-profit 501(c) (3) organization dedicated to the defense of constitutional liberties secured by law. The ACLJ regularly monitors governmental activity concerning abortion and works to inform the public of such affairs. The ACLJ and its global affiliated organizations are committed to ensuring governmental accountability and the ongoing viability of freedom and liberty in the United States and around the world.

4. All records related to a fetus(es), neonate(s), newborn(s) or “product(s) of conception” surviving, living, born alive, liveborn or otherwise displaying any sign of life as a result of or in conjunction with: an abortion, failed abortion, elective abortion, procedural abortion, medical abortion, failed medical abortion, spontaneous abortion, dilation and curettage, dilation and evacuation, injection procedural treatment to terminate a pregnancy, a septic abortion, or complications of intrauterine procedures, not elsewhere classified or otherwise attempted termination of pregnancy, failure of attempted induction of termination of pregnancy ICD-10-CM Code O07; P96.4 Termination of pregnancy, affecting fetus and newborn.
5. All records about abortions performed past 24 gestational weeks or that contain the words “partial-birth.”

Fees

If there are any fees for searching or copying these records, please inform the ACLJ if the cost will exceed \$500. However, the ACLJ respectfully requests a waiver of all fees because the disclosure of the requested information is in the public interest. If necessary, a fee quote can be sent to [REDACTED]

Conclusion

If this Request is denied in whole or in part, ACLJ requests that, within the time requirements imposed by the IPRA, the custodian agency support all denials by reference to specific IPRA exemptions and provide any statutorily or judicially required explanatory information.

If there are any fees for searching or copying these records, please inform the ACLJ if the cost will exceed \$500. However, the ACLJ respectfully requests a waiver of all fees because the disclosure of the requested information is in the public interest. The ACLJ will disseminate the records requested to the public via multiple media platforms and, as such, the records are requested for news gathering purposes. This information is not being sought for commercial purposes.

Thank you for your prompt consideration of this Request. Please furnish all applicable records and direct any responses to:

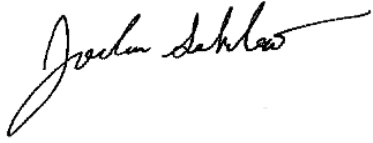
Jordan Sekulow, Executive Director
John A. Monaghan
American Center for Law and Justice

[REDACTED]


[REDACTED]

I affirm that the foregoing request is true and correct to the best of my knowledge and belief.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jordan Sekulow". The signature is fluid and cursive, with a long horizontal stroke extending from the end.

Jordan Sekulow
Executive Director

A handwritten signature in blue ink, appearing to read "John A. Monaghan". The signature is cursive and includes a small "A" as a middle initial.

John A Monaghan
Senior Litigation Counsel