

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **March 10, 2023**

3 **NO. 23-8500-007**

4 **IN THE MATTER OF THE NEW MEXICO**
5 **JUDICIARY POLICY FOR SECURE**
6 **ONLINE ACCESS TO COURT RECORDS**

7 **ORDER**

8 WHEREAS, upon recommendation by the Judiciary’s Judicial Technology
9 Council (JTECH) and its Online Access Subcommittee (OAS) to amend and update
10 the Judiciary’s existing policies and procedures for providing secured online access
11 to court case records through the New Mexico Judiciary’s Secured Online Public
12 Access, a web-based application;

13 WHEREAS, the New Mexico Judiciary’s Secured Online Public Access
14 (SOPA) web-based application is no longer being maintained, and new releases of
15 the Judiciary’s electronic case management system (ECMS), Odyssey, is no longer
16 being configured to support data transfers to SOPA;

17 WHEREAS, the New Mexico Judiciary wishes to continue to provide online
18 secured access to digitized court case files of New Mexico state courts to qualified
19 attorneys, self-represented litigants, justice partners of the New Mexico Judiciary,
20 and others as defined in the Judiciary’s access policies;

1 WHEREAS, the New Mexico Judiciary wishes to ensure the protection of
2 personal identifier information appearing in any digitized court case files, expunged
3 records, and confidential information associated with specific case types as required
4 by law;

5 WHEREAS, the New Mexico Judiciary wishes to continue to provide online
6 secured access to digitized court case files of New Mexico state courts to out-of-
7 state attorneys authorized to appear in specific cases (pro hac vice attorneys) and
8 self-represented litigants, subject to the protection of personal identifier information
9 and other confidential information as required by law;

10 WHEREAS the Online Access Subcommittee (OAS) and the Judicial
11 Technology Council (JTECH) through Judicial Information Division (JID) Staff are
12 currently overseeing the project plan to (a) retire the SOPA application, and (b)
13 implement *re:Search@NM*, a web-based commercial application designed,
14 developed, and supported by Tyler Technologies, to enable online access to digitized
15 court records;

16 WHEREAS, the current project plan for this transition indicates that rollout
17 of *re:Search@NM* and court record access and data migration will occur on April 7,
18 2023; and

1 WHEREAS, in light of the foregoing and the Court having considered the
2 recommendation and being otherwise sufficiently advised, Chief Justice C. Shannon
3 Bacon, Justice Michael E. Vigil, Justice David Thomson, Justice Julie Vargas, and
4 Justice Briana H. Zamora concurring;

5 NOW, THEREFORE, IT IS ORDERED that the recommendation is
6 APPROVED, and the New Mexico Judiciary Case Access Policy for Online Court
7 Records shall be amended in accordance with this order and the project
8 implementation plan for the transition from SOPA to *re:Search@NM*;

9 IT IS FURTHER ORDERED that JID shall amend and update online
10 applications for those wishing to obtain the necessary login credentials for accessing
11 *re:Search@NM* and shall begin accepting such applications immediately;

12 IT IS FURTHER ORDERED that the Online Access Subcommittee of the
13 Judicial Technology Council shall assist JID with the review of applications for
14 access to *re:Search@NM*;

15 IT IS FURTHER ORDERED that SOPA shall be disabled and deactivated on
16 May 5, 2023, and that as of that date, online access to digitized court case files shall
17 be exclusively through *re:Search@NM*; and

18 IT IS FURTHER ORDERED that the Clerk of Court is authorized and
19 directed to give notice of the above referenced policy and application procedure by

1 posting notice on the New Mexico Judiciary website, by emailing notice through the
2 New Mexico Supreme Court email notification listserv, and by publishing notice in
3 the Bar Bulletin;

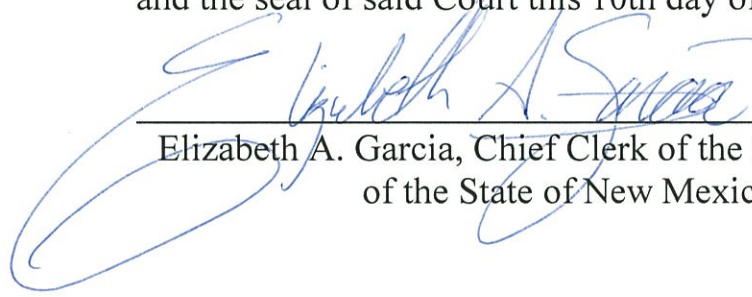
4 IT IS FURTHER ORDERED that JID staff is authorized and directed to give
5 notice to all SOPA users, the New Mexico Bar Association, and all New Mexico
6 court staff.

7 IT IS SO ORDERED.

8 WITNESS, the Honorable C. Shannon Bacon, Chief
9 Justice of the Supreme Court of the State of New Mexico,
10 and the seal of said Court this 10th day of March, 2023.

11 (S E A L)

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Elizabeth A. Garcia, Chief Clerk of the Supreme Court
of the State of New Mexico