

**MEMORANDUM OF UNDERSTANDING
BETWEEN
NEW MEXICO ADMINISTRATIVE OFFICE OF THE COURTS
AND**

This Memorandum of Understanding between the New Mexico Administrative Office of the Courts (“AOC”) and the _____ (Justice Partner), entered into effective _____, establishes the terms and conditions related to confidentiality under which a *Justice Partner* can acquire and use data from the AOC.

WHEREAS, the Legislature has recognized the need for criminal justice partners in New Mexico to share criminal justice-related data;

WHEREAS, the AOC is implementing a shared data platform, called **NM dataXchange**, to allow all New Mexico criminal justice partners to easily access court data;

WHEREAS, the AOC is a Judicial Branch Entity; and

WHEREAS, *Justice Partner* is a State of New Mexico _____ Branch Entity;

Therefore, the Justice Partner agrees that the confidentiality of data pertaining to individuals and court records will be protected as follows:

- Justice partner will not share login credentials assigned by AOC to access court records available on NM dataXchange with any individual either within the agency or outside of the agency;
- Justice Partner will use data for operational purposes only and will not aggregate it for analysis or public dissemination or otherwise disclose any court record information which is protected by law and acquired through NM dataXchange, unless such disclosure is related to the discharge of official duties or as otherwise required by law;
- Justice Partner will take all reasonable precautions to protect all case data information, including protected personal identifiable information in NM dataXchange court case data files as required by Rules 1-079, 2-112, 3-112, 5-123, 6-114, 7-113, 8-112, 10- 166, and 12-314NMRA.

The Justice Partner also acknowledges that AOC does not certify the accuracy of court records available on the NM dataXchange platform. The Justice Partner will endeavor to always include a footnote on any internal reports or user interfaces where such data records appear: “*This report may contain certain unofficial and unverified court records. Contact court staff to obtain the official verified version.”

By: _____
Justice Partner Department Agency Head

Date: _____

By: _____
Justice Partner Agency CIO

Date: _____