

ACTION PLAN

Submitted by agency? No
Timeline assigned? No
Responsibility assigned? Yes

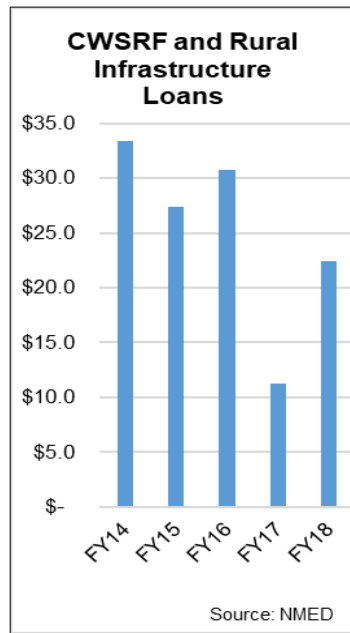
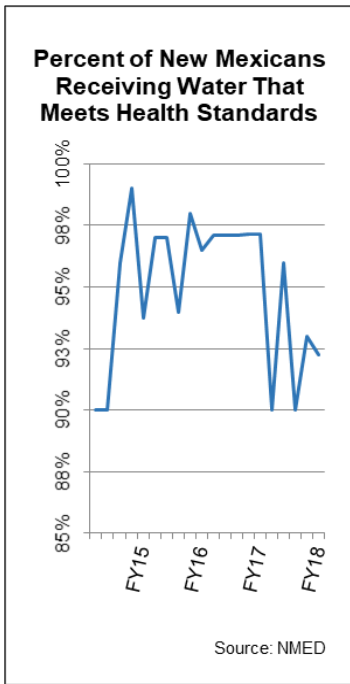
Department of Environment

The New Mexico Environment Department (NMED) met most performance targets in the second quarter despite inspector vacancies that, over time, can reduce performance for monitoring and controlling air and water quality and workplace injuries and fatalities. However, in some instances, the agency received a yellow rating because targets were not increased when performance exceeded prior years, or program performance was difficult to assess because most of the measures were reported as explanatory data. The agency has noted the most difficult positions to fill are experienced technical positions, such as engineers and scientists, as salaries are not competitive with the private sector.

Of note, for FY20, the agency asked for a special appropriation of \$2 million for litigation against the EPA for the Gold King mine spill and \$1.2 million to clean up or match federal funds for cleanup of a number of hazardous waste sites across the state.

Water Protection

New loans for clean water project funding will likely not meet the annual goal. The program reports this is because some local governments report they do not have capacity to take on more debt. In December, cash balances in the clean water state revolving loan fund were approximately \$150 million, and \$84 million was still unobligated. The program met the target for inspections of groundwater discharge facilities and now only reports the number of facilities where monitoring shows compliance with groundwater standards as explanatory data. That is because the Water Quality Act requires permittees that have polluted to remain permittees until they achieve standards. Annually, the program reports on assessed stream and river miles that meet water quality standards.



Budget: \$23,859.2 **FTE:** 189

Measure	FY17 Actual	FY18 Actual	FY19 Target	Q1	Q2	Q3	Rating
Facilities operating under a groundwater discharge permit inspected annually	66%	54%	65%	64%	76%		G
Facilities where monitoring results demonstrate compliance with groundwater standards*	63%	71%	N/A	394	392		
Population served by community water systems that meet health-based drinking water standards*	97%	92%	N/A	98%	96%		
EPA clean water state revolving loan fund capitalization grant and matching state funds that are for wastewater infrastructure*	NEW	NEW	N/A	28%	13%		
New loans from the rural infrastructure and clean water revolving funds' programs, in millions, cumulatively	\$11.3	\$22.4	N/A	\$2.5	\$2.5		

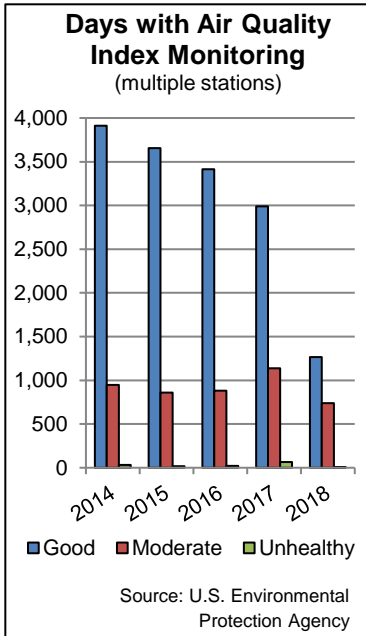
Program Rating

*Measures are classified as explanatory and do not have targets.

Y

Resource Protection

For FY19, the program reduced the target for hazardous waste generators inspected from 40 percent to 20 percent despite meeting the higher target for FY18. The target was reduced to match an approved federal Environmental Protection Agency (EPA) grant work plan. In addition, the budget did not support additional generator inspections above the EPA contract requirements. Last year, NMED revised state petroleum storage tank regulations in order to better govern the cleanup of releases from leaking storage tanks.



Budget: \$14,031.2 **FTE:** 133

Measure	FY17 Actual	FY18 Actual	FY19 Target	Q1	Q2	Q3	Rating
Large quantity hazardous waste generators inspected and in compliance, cumulatively	18%	40%	20%	5.8%	11.6%		Y
Underground storage tank facilities compliant with release prevention and release detection requirements	87%	88%	77%	86%	86%		Y
Solid waste facilities and infectious waste generators found in compliance with solid waste rules	98%	94%	95%	100%	96%		G
Landfills compliant with groundwater sampling*	97%	96%	N/A	96%	100%		G

Program Rating

*Measure is classified as explanatory and does not have a target.

Environmental Protection

For FY19, NMED asked to discontinue the air quality measure because the agency does not regulate air quality in Bernalillo County, the largest population center, or for tribal lands. However, the agency agreed to report the measure as explanatory data in FY19. In the second quarter, the agency approved funding for seven projects in the first funding cycle of the Volkswagen settlement. The selected projects will reduce nitrogen oxide emissions by 117.8 tons in urban, rural, and Native communities in New Mexico. Annually, the program reports on worker safety violations, but only for those corrected.

Budget: \$21,907.7 **FTE:** 238.5

Measure	FY17 Actual	FY18 Actual	FY19 Target	Q1	Q2	Q3	Rating
Priority food-related violations from inspections that are corrected	100%	100%	100%	100%	100%		G
Days with good or moderate air quality index rating	NEW	NEW	100%	67%	100%		G
Radioactive material licensees and registrants issued a violation that come into compliance	NEW	NEW	100%	100%	100%		G
Swimming pools and spas in compliance with state standards	100%	100%	100%	100%	100%		G

Program Rating

