

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR
SENATE BILL 86

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

AN ACT

RELATING TO WATER RIGHTS NOTIFICATIONS; REQUIRING THE OFFICE OF
THE STATE ENGINEER TO POST NOTICES ONLINE.

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

SECTION 1. A new section of Chapter 72, Article 2 NMSA
1978 is enacted to read:

"~~[NEW MATERIAL]~~ NOTICE FOR APPLICATION--ONLINE
PUBLICATION.--

A. Within five days of issuing a notice to an
applicant for publication pursuant to Sections 72-5-4, 72-5A-5,
72-6-6, 72-12-3 and 72-12B-1 NMSA 1978, the state engineer
shall post the notice on the website of the office of the state
engineer. The posting shall remain on the website of the
office of the state engineer for six months.

B. Posting of a notice on the office of the state

1 engineer's website shall be for public service purposes only.
2 The posting shall neither replace a required public notice nor
3 constitute an additional requirement of public notice pursuant
4 to Sections 72-5-4, 72-5A-5, 72-6-6, 72-12-3 and 72-12B-1 NMSA
5 1978. The posting shall have no effect on the legal
6 sufficiency of any public notice provided by an applicant or on
7 deadlines established by operation of law pursuant to Chapter
8 72 NMSA 1978 for the filing of protests to an application."

9 SECTION 2. EFFECTIVE DATE.--The effective date of the
10 provisions of this act is July 1, 2017.