

LFC Requester:	Austin Davidson
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AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO
AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov
(Analysis must be uploaded as a PDF)

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 1/23/2026 *Check all that apply:*
Bill Number: SB47 Original Correction
 Amendment Substitute

Sponsor: Sen. Campos **Agency Name and Code Number:** Regulation & Licensing Department (420)
Short Title: Food Recovery and Composting Act **Person Writing:** Mark Sadowski, Director-Financial Institutions Division
Title: Composting Act **Phone:** (505)476-4566 **Email:** Mark.Sadowski@rld.nm.gov

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		
N/A	N/A	N/A	N/A

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		
Indeterminate	Indeterminate	Indeterminate	N/A	N/A

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY26	FY27	FY28	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	N/A	N/A	N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
 Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: Senate Bill 47 (SB 47) creates the “food recovery and composting program” within the New Mexico Environment Department (NMED). The program is to provide grants, education and outreach to advance food recovery, composting and organic waste reduction across the state. The department shall administer the program, in consultation with a newly established food recovery and composting advisory group. The advisory group will consist of no more than fifteen (15) members, appointed by the NMED Secretary, for a term of two (2) years. SB47 specifies that at least one representative comes from each of the following:

- (1) the NMED;
- (2) the New Mexico department of agriculture;
- (3) the economic development department;
- (4) a municipal government;
- (5) a board of county commissioners;
- (6) a tribal government located within the state;
- (7) a land grant-merced controlled and governed pursuant to Sections 49-1-1 through 49-1-8 or 49-4-1 through 49-4-21 NMSA 1978;
- (8) a solid waste authority;
- (9) an acequia;
- (10) a soil and water conservation district;
- (11) an organization specializing in pollution reduction;
- (12) an organization specializing in food recovery, composting or organic waste reduction; and
- (13) the food recovery, composting or organic waste reduction industry.

SB47 creates the "food recovery and composting fund" as a nonreverting fund in the state treasury. The fund will consist of food recovery and composting surcharges imposed on solid waste facilities operating within the state – three dollars (\$3.00) for each ton of solid waste processed at a facility, with a reduction to two dollars (\$2.00) per ton if the processing facility owns or operates an on-site composting facility. cursory research has identified that two (2) million tons of solid waste are processed each year in New Mexico facilities.

FISCAL IMPLICATIONS

No fiscal or operational impact on the Regulation and Licensing Department is anticipated if SB 47 is enacted.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS