

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

SENATE BILL 692

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

John Arthur Smith

AN ACT

RELATING TO WATER; ADDING PUBLIC UTILITIES SUPPLYING WATER TO PERSONS OTHER THAN MUNICIPALITIES OR COUNTIES TO THOSE ENTITIES THAT ARE ALLOWED A FORTY-YEAR WATER USE PLANNING PERIOD.

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

Section 1. Section 72-1-9 NMSA 1978 (being Laws 1985, Chapter 198, Section 1, as amended) is amended to read:

"72-1-9. MUNICIPAL, COUNTY, MEMBER-OWNED COMMUNITY WATER SYSTEMS AND STATE UNIVERSITY WATER DEVELOPMENT PLANS-- PRESERVATION OF MUNICIPAL, COUNTY AND STATE UNIVERSITY WATER SUPPLIES. --

A. It is recognized by the state [~~of New Mexico~~] that it promotes the public welfare and the conservation of water within the state for municipalities, counties, state universities, member-owned community water systems, municipal

underscored material = new  
[bracketed material] = delete

underscored material = new  
[bracketed material] = delete

1 water users' associations and public utilities supplying water  
2 to [~~municipalities or counties~~] any person to plan for the  
3 reasonable development and use of water resources. The state  
4 further recognizes the state engineer's administrative policy  
5 of not allowing municipalities, public utilities, member-owned  
6 community water systems, counties and state universities to  
7 acquire and hold unused water rights in an amount greater than  
8 their reasonable needs within forty years.

9 B. Municipalities, counties, state universities,  
10 member-owned community water systems, municipal water users'  
11 associations and public utilities supplying water to  
12 [~~municipalities or counties~~] any person shall be allowed a  
13 water use planning period not to exceed forty years, and water  
14 rights for municipalities, counties, state universities,  
15 member-owned community water systems, municipal water users'  
16 associations and public utilities supplying water to [~~such~~  
17 ~~municipalities or counties~~] any person shall be based upon a  
18 water development plan the implementation of which shall not  
19 exceed a forty-year period from the date of the application for  
20 an appropriation or a change of place or purpose of use  
21 pursuant to a water development plan or for preservation of a  
22 municipal, county, public utility supplying water to any  
23 person, member-owned community water system or state university  
24 water supply for reasonably projected additional needs within  
25 forty years. "

. 144901. 1