

HOUSE ENERGY AND NATURAL RESOURCES COMMITTEE SUBSTITUTE FOR
HOUSE BILL 858

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

AN ACT

RELATING TO FUNDS; PROVIDING FOR ADDITIONAL PURPOSES FOR THE
LIQUID WASTE FUND; RESTRICTING DISBURSEMENTS FROM THE FUND;
PROVIDING FOR ANNUAL AUDITING OF THE LIQUID WASTE FUND; MAKING
AN APPROPRIATION.

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

Section 1. Section 74-1-15 NMSA 1978 (being Laws 2000,
Chapter 96, Section 3) is amended to read:

"74-1-15. LIQUID WASTE FUND CREATED.--

A. The "liquid waste fund" is created in the state
treasury. On-site liquid waste system fees shall be deposited
in the fund. Money in the fund is appropriated to the
department for ~~[administration of liquid waste regulations]~~ the
following purposes:

(1) twenty-five percent of the fund in a

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1 fiscal year for a liquid waste certification program conducted
2 by the surface water quality bureau of the water and waste
3 management division of the department;

4 (2) no more than thirteen percent of the fund
5 in a fiscal year may be expended by the department for a public
6 awareness education program;

7 (3) no more than twelve percent of the fund in
8 a fiscal year may be expended by the department for central
9 office administrative expenditures for oversight and management
10 of liquid waste rules and technical assistance to district
11 offices and field offices; and

12 (4) any money remaining in the fund in a
13 fiscal year may be expended by the department for liquid waste
14 program district office and field office personnel.

15 B. Disbursements from the fund shall be by warrant
16 drawn by the secretary of finance and administration pursuant
17 to vouchers signed by the secretary of environment or [~~his~~] the
18 secretary's designee. Any unexpended or unencumbered balance
19 or income earned from the money in the liquid waste fund
20 remaining at the end of any fiscal year shall not revert to the
21 general fund.

22 C. Annually, the legislative finance committee
23 shall examine and audit the liquid waste fund and the
24 administration of the liquid waste program. The committee
25 shall provide a report of its audit and any budget

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1 recommendations to the next session of the legislature. The
2 audit shall be a public record. The department shall also
3 provide the legislative finance committee with an annual
4 proposed budget for the liquid waste fund by November 1 of each
5 fiscal year."

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