



Key Performance Measures
First Quarter FY 13

New
Mexico
Environment
Department

Table of Contents

Table of Contents.....	2
Mission Statement.....	3
Executive Summary	4
Department Program Listing.....	5-6
Department FY 13 Budget.....	7
Organization Chart.....	8
Department Key Performance Measures Budgets.....	9
Office of General Counsel.....	10
Ground Water.....	11-12
Hazardous Waste.....	13-16
Air Quality Program.....	17
Occupational Health and Safety.....	18-20
Solid Waste.....	20-22
Radiation Control.....	23-24
Liquid Waste.....	24-27
Food Program.....	27-28
Construction Programs.....	29-30
Drinking Water.....	31-33



New Mexico Environment Department

Key Performance Measures First Quarter FY 13

July 1 – September 30, 2012

**Cabinet Secretary
F. David Martin**

**Deputy Secretary
Butch Tongate**

New Mexico Environment Department

Mission:

To provide the highest quality of life throughout the state by promoting a safe, clean, and productive environment.



In meeting our Mission, we are committed to:

Providing clear articulation of our goals, standards, and expectations in a professional manner so that employees and the public can make informed decisions and be actively involved in setting priorities.

Promoting environmental awareness through the practice of open and direct communication and sound decision-making by carrying out the mandates and initiatives of the Department in a fair and consistent manner.

Executive Summary

The New Mexico Environment Department is committed to protecting New Mexico's air, water and land for present and future generations. The department's work is broad and touches every New Mexican in one way or another. We oversee the quality of tap water residents' drink, ensure food they eat at restaurants meets safety standards and guard the quality of air residents breathe.

New Mexico Environment Department Secretary David Martin is committed to working with individuals, cities, counties, businesses, tribes and nongovernmental entities in finding solutions for environmental concerns. He believes in a person-to-person approach in meeting with those groups on a range of issues related to landfills, dairies, coal-fired power plants, water and wastewater systems and the state's national laboratories. We also contribute to the economic vitality of our state by safeguarding New Mexico's precious, limited water resources.

Our more than 650 employees provide information to residents in field offices, conduct scientific tests and ensure regulated entities meet standards that protect public health. Employees of the department serve citizens of New Mexico through our work in outreach, permitting, inspection and enforcement.

We provide citizens and businesses with information on environmental protection and health and safety requirements. The department awards permits to facilities and businesses that ensure operations meet established environmental standards. We inspect work sites and industrial facilities to ensure they meet environmental laws and protect public and employee health and safety. The department works to resolve environmental issues that have or could have a direct impact on the health our state's residents.

Department Program Listing

RESOURCE MANAGEMENT PROGRAM

PURPOSE: Resource Management provides overall leadership, administrative, legal, and information management support to the Department staff and oversight and regulatory entities. This support allows the Department to operate in the most knowledgeable, efficient and cost effective manner possible, and provides the public with information necessary to hold the Department accountable.

PROGRAM COMPONENTS: Program Support is comprised of the Office of the Secretary, General Counsel, Office of Information Technology, Administrative Services Division, and the Office of Communications.

AUTHORITY: The laws and regulations governing Resource Management Program components include Laws of 1987, Chapter 74 Articles 1 through 9; 9-7A-6 NMSA 1978; 74-1-6 NMSA 1978; 74-6A-2 NMSA 1978, 74-9-14 NMSA 1978, 74-6A1 through 74-6A-13 NMSA 1978; 74-6B-1 through 74-6B-14 NMSA 1978; and 50-9-19 NMSA 1978.

RESOURCE PROTECTION PROGRAM

PURPOSE: The Resource Protection Program prevents releases of petroleum products into the environment, protects the quality of New Mexico's ground and surface water resources to ensure clean and safe water supplies are available now and in the future to support domestic, agriculture, economic and recreational activities.

PROGRAM COMPONENTS: The Resource Protection Program is comprised of the Ground Water, Surface Water, Department of Energy Oversight, Petroleum Storage Tank and Hazardous Waste Bureaus.

AUTHORITY: : The laws and regulations governing Resource Protection Program components include 61-1-1 through 61-1-13 NMSA 1978; 61-33-1 through 61-33-10 NMSA 1978; 69-25A-1 through 69-25A-36 NMSA 1978; 69-36-1 through 69-36-20 NMSA 1978; 74-1-1 through 74-1-17; 74-6-1 through 74-6-17 NMSA 1978; 74-6A-1 through 74-6A-15 NMSA 1978; 74-6B-1 through 74-6B-14 NMSA 1978; 74-13A-1 through 74-13A-6 NMSA 1978; 75-1-1 through 75-1-6 NMSA 1978; 74-4-1 through 74-4-14 NMSA 1978, 20 NMAC 6.1 through 20 NMAC 6.2, 20 NMAC 7.4 NMAC; 20 NMAC 4.1 through 20 NMAC 4.3, US Clean Water Act 33 U.S.C., Code of Federal Regulation - Title 40, Superfund National Contingency Plan, Federal Resource Conservation Act Subtitle C (including Hazardous and Solid Waste amendments); Federal Facilities Compliance Act.

ENVIRONMENTAL PROTECTION PROGRAM

PURPOSE: The Environmental Protection Program protects New Mexico's air quality, ensures solid waste is handled and disposed of without harming natural resources, and ensures safe and healthful working conditions for employees. The Program also protects public health and the environment through specific programs that provide public outreach and education and regulatory oversight of the treatment and disposal of medical radiation and the Waste

Isolation Pilot Plant (WIPP) transportation. It also provides public outreach and education about radon in homes and public buildings.

PROGRAM COMPONENTS: The Environmental Protection Program is comprised of the Air Quality, Occupational Health and Safety, Radiation Control and Solid Waste Bureaus.

AUTHORITY: The laws and regulations governing Environmental Protection Program components include 74-2-1 through 74-2-17 NMSA 1978; 74-3-1 through 74-3-16 NMSA 1978; 74-4E-1 through 74-4E-9 NMSA 1978; 74-1-1 through 74-1-15 NMSA 1978; 74-4-1 through 74-4-14 NMSA 1978; 74-4B-1 through 74-4B-14 NMSA 1978; 74-4C-1 through 74-4C-4 NMSA 1978; 74-6A-15; 74-7-1 through 74-7-8 NMSA 1978; 74-8-1 through 74-8-3 NMSA 1978; 74-9-1 through 74-9-43 NMSA 1978; 74-10-1 through 74-10-100 NMSA 1978; 74-11-1 through 74-11-17 NMSA 1978; 50-9-1 through 50-9-25 NMSA 1978; 61-14E-1 through 61-14E-12 NMSA 1978; 20 NMAC 2.70 through 20 NMAC 2.74, 20 NMAC 2.79; 20 NMAC 4.1 through 20 NMAC 4.2; 20 NMAC 8.22; 20 NMAC 5.1 through 20 NMAC 5.19; 20 NMAC 9.1 through 20 NMAC 9.25; Federal Clean Air Act and EPA delegation authority (40 CFR Part 58); Emission Standards for Motor Vehicles, 29 CFR Part 102; and, Mammography Quality Standard Act of 1992, 21 CFR U.S. Food and Drug Administration.

FIELD OPERATIONS & INFRASTRUCTURE PROGRAM

PURPOSE: The purpose of the Field Operations & Infrastructure Program is to provide leadership for an interagency effort to develop a water and wastewater infrastructure evaluation plan, and recommendations for efficient and effective use of water and wastewater loan funds; and to ensure compliance with the Safe Drinking Water Act. The program also protects public health and the environment through specific programs that provide public outreach and education and regulatory oversight for food service and food processing facilities, liquid waste treatment and disposal, public swimming pools and baths, and mosquito abatement.

PROGRAM COMPONENTS: The Field Operations & Infrastructure Program is composed of the Environmental Health Bureau, the Construction Programs Bureau and the Drinking Water Bureau.

Authority: laws and regulations governing Field Operations and Infrastructure Program components include 9-7A-1 through 9-7A-15 NMSA 1978; 3-29-1 through 3-29-21 NMSA 1978; 50-9-1 through 50-9-25 NMSA 1978; 61-1-1 through 61-1-33 NMSA 1978; 74-1-1 through 74-1-17 NMSA 1978; 74-4A-1 through 74-4A-14 NMSA 1978; 75-1-1 through 75-1-6 NMSA 1978; 7 NMAC 6.1, 7 NMAC 18.1; 11 NMAC 5.1 through 11 NMAC 5.4; 20 NMAC 3.1; 20 NMAC 7.2; 20 NMAC 7.3; 20 NMAC 7.5 through 20 NMAC 7.7; 20 NMAC 7.10; 29 CFR 1910, 1926, 1928; Agreement in Principle between the United States Department of Energy and the State of New Mexico for Environmental Oversight, Monitoring and Emergency Response, Sanitary Project Act, and Executive Order 2007-050.

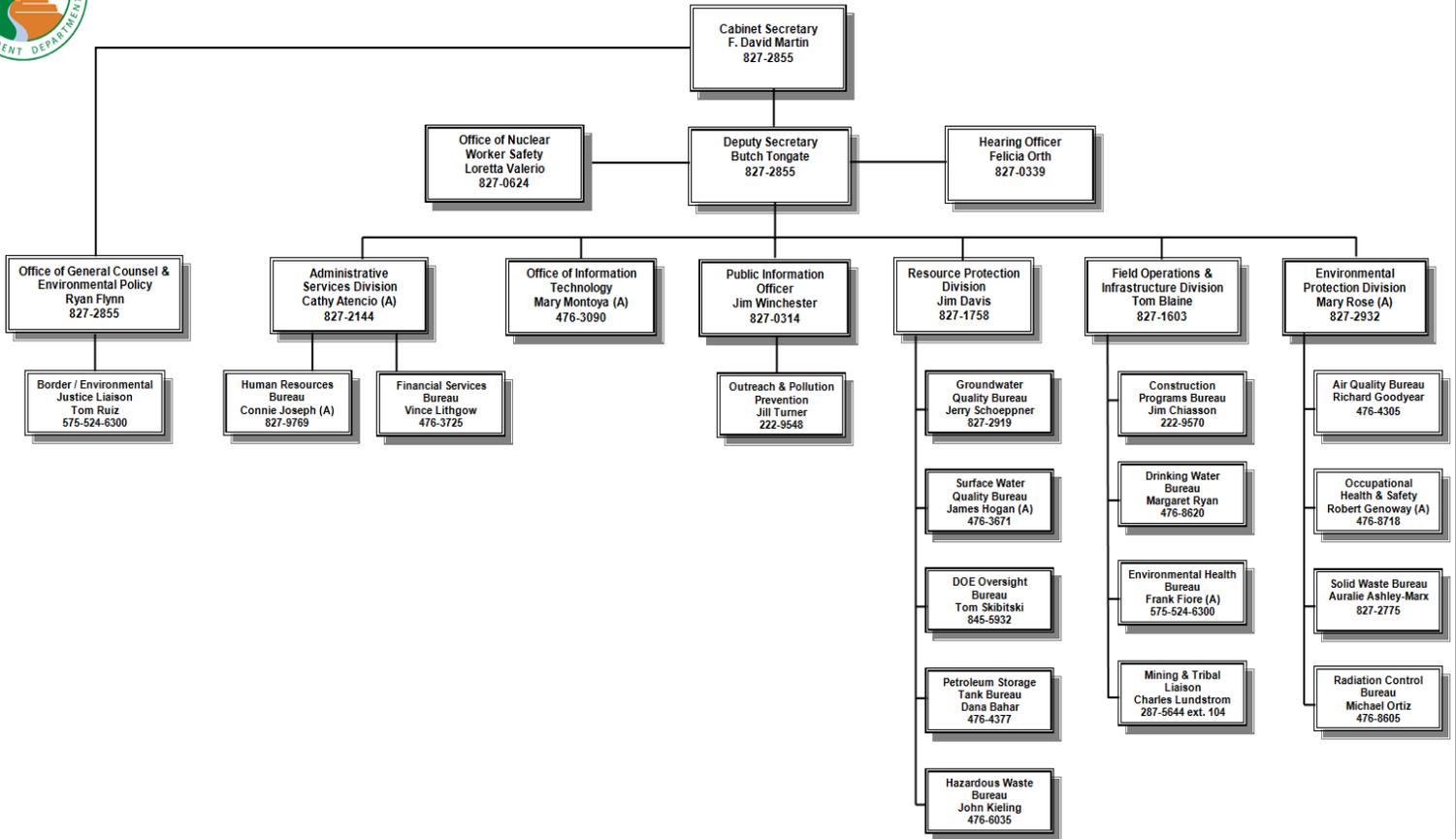
FY13 Operating Budget by Program *(In thousands)*

FY13 OPBUD	Resource Management	Resource Protection	Field Operations & Infrastructure	Environmental Protection	Special Revenues	Totals
Personal Services	\$6,110.8	\$17,335.4	\$12,572.4	\$11,639.2	\$456.5	\$48,114.3
Contractual Services	\$775.6	\$5,789.6	\$2,651.5	\$937.5	\$3,524.1	\$13,678.3
Other Costs	\$882.4	\$2,627.3	\$2,250.9	\$2,463.0	\$7,798.4	\$16,022.0
Other Financing Services					\$30,746.7	\$30,746.7
Totals	\$7,768.8	\$25,752.3	\$17,474.8	\$15,039.7	\$42,525.7	\$108,561.3
						FTE
Perm	45.0	51.0	130.0	72.0	5.0	303.0
Term	31.0	182.5	64.0	91.0		368.5
Totals	76.0	233.5	194.0	163.0	5.0	671.5

NMED Organizational Chart



New Mexico Environment Department
Organization Chart – Rev. 08/29/12



NMED KEY PERFORMANCE MEASURES

Reporting Period – 1st Quarter FY13 July 1 through September 30, 2012

Resource Management Program

Budgets Management Bureau

Performance Measure 1	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of budgets reviewed and analyzed quarterly to the lowest program level.	100%	100%	100%	100%	100%

Data Source: Program Excel spreadsheets

Reliability: Spreadsheets are updated by program financial staff and reconciled to SHARE reports for accuracy. Reliability depends on accuracy of input data and whether or not the spreadsheets are updated in a timely manner.

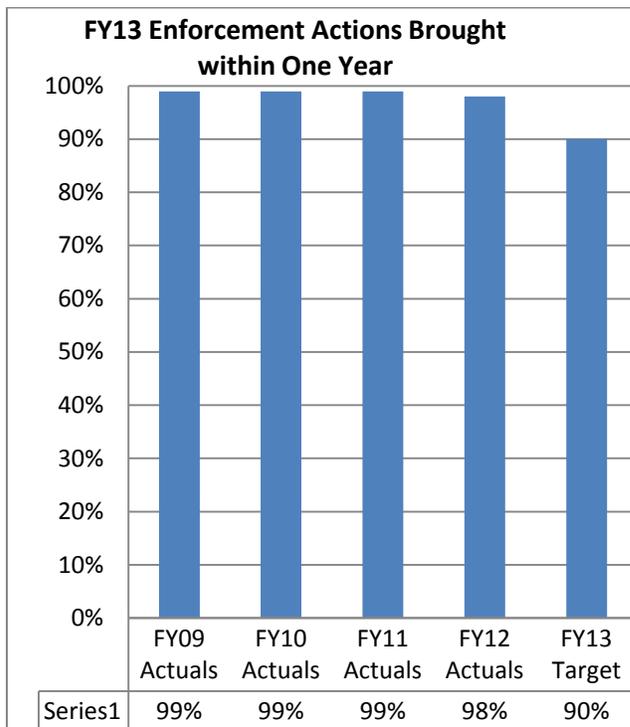
Comments: 100% - Reviews with all programs were held the last week in September. Budgets and anticipated revenues were discussed to ensure budget sufficiency through the end of FY13.

Action Plan: None needed.

Resource Management Program

Office of General Counsel

Performance Measure 1.	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of enforcement actions brought within one year of inspection or documentation of a violation.	99%	99%	99%	98%	90%
Objective:	Continue ensuring timely enforcement actions.				



Data Source: The Solid Waste Bureau (SWB), Ground Water Quality Bureau (GWB), Hazardous Waste Bureau (HWB) and Air Quality Bureau (AQB).

Reliability: Reliability is maintained by each bureau reporting.

FY13 Results as follows:

SWB – Fourteen (14) of 14 enforcement actions were issued within 12 months of inspection or identification of non-compliance (100%) for FY'13Q1.

GWB – The Bureau issued 6 NOV's; 22 NOD's; and 5 NONC's. All were issued within one year of inspection or file review.

HWB – For the 1st Quarter of FY13, HWB issued 12 initial enforcement actions and all were brought within 1 year of the associated inspection. All enforcement actions were Notices of Violation and one of these NOV's includes proposed penalties. HWB met the target.

AQB - For the first quarter of FY 13, twelve (12) of twelve (12) enforcement actions (100%) were issued within 12 months of inspection or identification of non-compliance.

1st quarter average of Bureaus – 71 of 71 enforcement actions brought within one year of inspection or documentation of a violation = 100%.

Action Plan: None needed.

Resource Protection Program

Groundwater Quality Bureau

Performance Measure 1.	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of groundwater discharge permitted facilities receiving annual field inspections and annual compliance evaluations	42%	54%	46%	50%



Data Source: Tempo database

Reliability: Performance of compliance evaluations and inspections, and the dates associated with the performance of these tasks, are entered into the database by program staff.

Comments: By the end of the 1st quarter, 10.4% of the total number of permitted facilities (101 of 968) received inspections or compliance evaluations. This calculation assumes a total of 968 permitted facilities (the number of permits fell from 971 in the 4th quarter). This quarterly performance is slightly under the pace to meet the annual goal primarily due to continuing staff shortages which have carried into the 1st quarter of FY13.

Action Plan: This performance measure is expected to improve as new staff are brought on board in the 2nd quarter of FY13.

Groundwater Quality Bureau Continued

Performance Measure 2.	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of permitted facilities where monitoring results demonstrate compliance with ground water standards	72%	72%	71%	70%
Objective: Increase the number of permitted facilities that have successfully prevented ground water pollution and maximize the availability of high quality ground water supplies.				

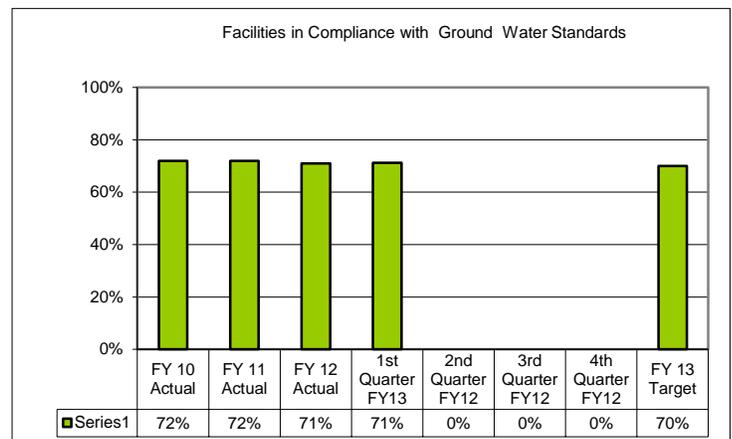
Data Source: Tempo database

Reliability: The Tempo database contains ground water analytical data and determinations as to whether WQCC ground water standards are being exceeded at each permitted facility. This information is updated as ground water analytical data is received by the program.

Comments: The 1st quarter FY13 result was 71.2% (690 of 968 active/inactive sites). This result assumes a total of 968 permitted, facilities which have been adjusted downward from the assumed total of 971 in the 4th quarter of FY12.

Exceeding of ground water standards is typically representative of past wastewater management practices that are no longer permitted and the fact that clean-up activities often require long timeframes to restore ground water quality. The relatively small changes in the percentage of facilities not exceeding ground water quality standards from quarter to quarter have several causes: data revision effects; facilities that have one or several ground water monitoring wells with contaminant concentrations close to the value of a ground water standard that may be affected by seasonal fluctuations and analytical variations; and newly obtained ground water data from facilities that previously lacked adequate ground water monitoring.

Action Plan: None needed.



Resource Protection Program

Hazardous Waste Bureau

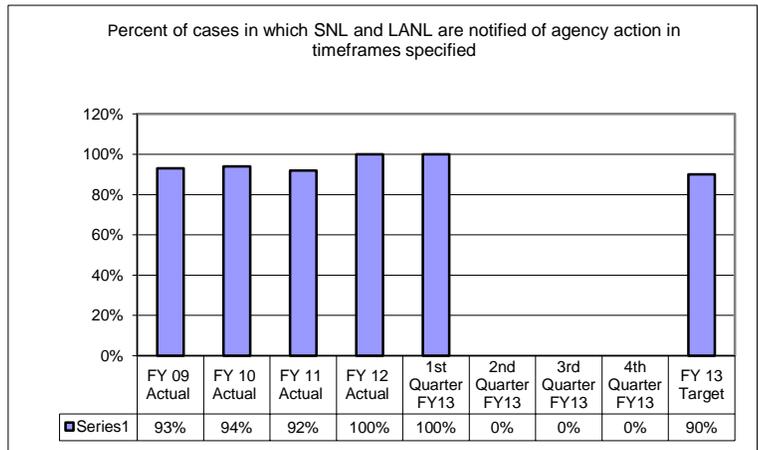
Performance Measure 1.	FY 08 Actuals	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of cases in which Sandia National Laboratory and Los Alamos National Laboratory are notified of agency action on documents submittals within the timeframe specified in the executed consent orders	92%	93%	94%	92%	100%	90%
Objective: Ensure cleanup of the national laboratories under orders enforceable by the state of New Mexico.						

Data Source: Count of notices required during reporting period.

Reliability: Notices (with dates) are retained in official administrative record Data can be verified by third parties.

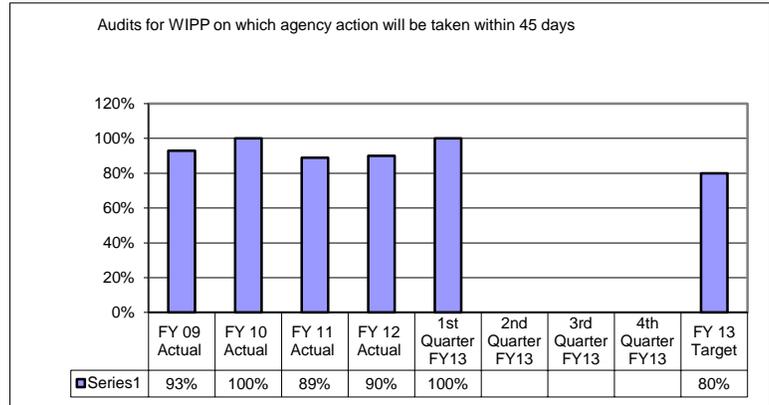
Comments: For the 1st quarter of FY13 there were four documents with a Notice Date for Los Alamos National Laboratory. No documents had Notice Dates in the reporting period for Sandia National Labs. For the 1st Quarter of FY13 Notice Dates was met for all documents and HWB has met the goal.

Action Plan: None needed.



Hazardous Waste Bureau Continued

Performance Measure 2.	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of Department of Energy generator site audits for WIPP on which agency action will be taken within 45 days.	93%	100%	89%	90%	80%



Data Source: Count of notices required during reporting period.

Reliability: Federal audits of RCRA Info and NM's RCRA program and supervisory review of data and RCRA Info reports.

Comments: For the 1st quarter of FY13 the Bureau received two audit reports for review and action was taken for both within 45 days. HWB is on schedule to meet the goal.

Action Plan: None needed.

Hazardous Waste Bureau Continued

Performance Measure 3.	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of enforcement actions brought within one year of discovery of noncompliance with Los Alamos National Laboratory and Sandia National Laboratory consent orders	100%	100%	100%	100%	90%



Data Source: RCRAInfo database
Reliability: Federal audits of RCRAInfo and NM's RCRA program and supervisory review of data and RCRAInfo reports.

Comments: For the 1st quarter of FY13 the Bureau did not issue any enforcement actions for non-compliance with the Consent Orders. There are no outstanding non-compliance issues that are over one year old. HWB is on schedule to meet the goal.

Action Plan: None needed.

Performance Measure 4.	FY 11 Actuals	FY 12 Actuals	FY 13 Target	FY 13 1 st Quarter
Percent reduction of active facilities that have never been inspected	2.9%	7.7%	3.5%	6.6%
Ensure most hazardous waste generators are in compliance with regulatory requirements by reducing the percentage that have never been inspected				

Hazardous Waste Bureau Continued

Data Source: RCRAInfo database, C&TAP History Table
Reliability: Federal audits of RCRAInfo and NM's RCRA program and supervisory review of data and RCRAInfo reports.
Comments: At the beginning of FY13 the EPA RCRAInfo database listed 385 active hazardous waste generators as having never been inspected. At the end of the 1st quarter of FY13, the EPA database lists 361 active hazardous waste generators as never having been inspected. This is a reduction of 24 active facilities that had never been inspected, or a reduction of 6.6 percent from the beginning of the FY. HWB is on schedule to meet the goal.

Performance Measure 5.	FY 11 Actuals	FY 12 Actuals	FY 13 Target	FY 13 1st Quarter
Percent of large quantity hazardous waste generators inspected	45.7%	26.2%	20.0%	4.0%
Objective: Ensure all large quantity generators of hazardous waste are inspected at least once every 5 years per EPA national goal				

Data Source: RCRAInfo database
Reliability: Federal audits of RCRAInfo and NM's RCRA program and supervisory review of data and RCRAInfo reports.
Comments: At the beginning of FY13, the EPA RCRAInfo database listed 75 active LQGs in NM. Therefore, the 20% target is achieved by inspecting 15 LQGs. For the 1st quarter of FY13, HWB inspected 3 LQGs (4%). HWB is on schedule to meet the goal.

Environmental Protection Program

Air Quality Bureau

Performance Measure 1.	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of facilities taking corrective action to mitigate air quality violations discovered as a result of inspections.	97%	100%	100%	100%
Objective: Ensure that appropriate corrective action is taken to protect human health and the environment.				

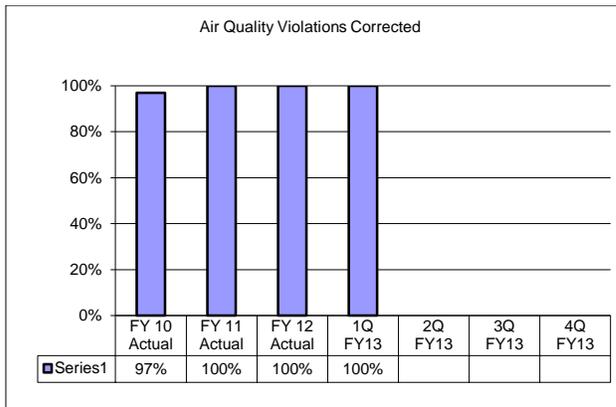


Data Source: AQB Data Tracking System (DTS)

Reliability: The data collected for this measure is highly reliable and is verified at several stages of case resolution. Reports from the DTS are run weekly to monitor the corrective actions on all outstanding NOV's and Compliance Orders.

Comments: The first quarter of FY13 result was 100%. There were 13 enforcement actions requiring corrective action. All 13 facilities took corrective action to mitigate violations.

Action Plan: None needed.



Environmental Protection Program

Occupational Health & Safety Bureau

Performance Measure 1.	FY10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of serious worker health & safety violations corrected within the timeframes designated on issued citations from the Consultation and Compliance Sections.	95.7%	98.5%	93.6%	95%
Objective: Ensure that employees are protected from workplace hazards.				



Data Source: OSHA's Integrated Management Information System (IMIS)

Reliability: Violations discovered are entered into IMIS, along with the abatement/correction due date. There is a field for "abatement verified date" and the report cannot be closed unless there is an entry in that field. Reports run at the end of a quarter shows the number of serious violations identified, the violation abatement due date for each, and the date abatement was verified.

Comments: The consultation section identified 180 hazards and 149 were corrected timely for a 82.7% rate. The compliance section identified 52 hazards and 51 were corrected in a timely fashion for 98.1% rate. The combined correction rate for all hazards was 86.2%

The consultation section worked with several small companies that had difficulty rectifying and documenting abatement of their hazards.

Action Plan: The consultation section will work closely with small employers to facilitate hazard correction and provide extension of abatement time where appropriate.

Occupational Health & Safety Bureau Continued

FY 13		1st Quarter Report		
		# Hazards/ Violations	# Corrected on Time	% Corrected on Time
Consultation Section	1 st Qtr	180	149	82.7%
	2 nd Qtr			
	3 rd Qtr			
	4 th Qtr			
	Year	180	149	82.7%
Enforcement Section	1 st Qtr	52	51	98.1%
	2 nd Qtr			
	3 rd Qtr			
	4 th Qtr			
	Year	52	51	98.1%
Combined Total (Consult. & Enforce.)	1 st Qtr	232	200	86.2%
	2 nd Qtr			
	3 rd Qtr			
	4 th Qtr			
	Year	232	200	86.2%

Performance Measure 2.	FY 12 Actuals	FY 13 Actuals	FY 13 Target
Percent of referrals alleging serious hazards responded to via an on-site inspection or investigation (letter or phone call to employer) within 10 working days	93.1%	89.4%	95.0%
<p>Objective Ensure that response time is in accordance with federal and state regulations and policies, and that worker health and safety are protected.</p>			

Data Source: OSHA's Integrated Management Information System

Reliability: Referrals are entered into the IMIS system on the day they are received. Within a day or two, a compliance officer is assigned to investigate, and the compliance officer schedules his or her investigation to begin within 10 days of initial receipt. A Referral Tracking Report run off of IMIS at the end of the quarter shows the date each referral was received and the date the corresponding investigation was initiated.

Comments: OHSB received 85 referrals in the 1st quarter of FY13 and responded to 76 within 10 working days for a rate of 89.4%. Ten fatalities were reported to OHSB during the period, seven (7) of which required an inspection. Fatality inspections take precedence over other investigations or inspections; therefore, resources were directed to the higher priority inspections.

Action Plan: The Compliance Program Manager monitors outstanding referrals and continues to assign compliance officers as priorities dictate.

Occupational Health & Safety Bureau Continued

FY 13		1st Quarter Report		
		# Referrals Received	# Inspected or Investigated within 10 days	% Inspected or Investigated on Time
	1 st Qtr	85	76	89.4%
	2 nd Qtr			
	3 rd Qtr			
	4 th Qtr			
	Year	85	76	89.4%

Environmental Protection Program

Solid Waste Bureau

Performance Measure 1.	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Actuals 1 st Qtr	FY 13 Target
Percent of permitted active solid waste facilities and infectious waste generators inspected that were found to be in compliance with the New Mexico Solid Waste Rules	82%	86%	85%	76%	75%

Objective: To inspect facilities and determine if there are violations of one of the critical requirements for substantial compliance.

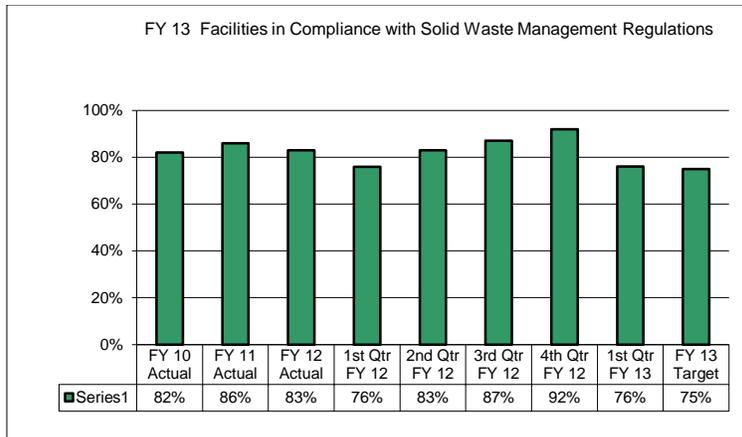
Data Source: SWB Database

Reliability: Inspection records maintained in hardcopy form in both the main office and in District Offices. Enforcement officers tabulate activity based on actual report records. Field Enforcement Officer's logs are reviewed by the supervisor.

Comments: Percentage of facilities in compliance was 76% for the 1st quarter of FY13.

Action Plan: None needed.

Solid Waste Bureau Continued



FY13 Q1	No. of Inspected Facilities	No. with Two or more Significant Violations	No. with No More Than One Significant Violation	Notes
Enforcement Area I	3	1	2	
Enforcement Area II	5	1	4	
Enforcement Area III	5	1	4	
Enforcement Area IV	2	0	2	
Enforcement Area V	2	1	1	
Totals	17	4	13	
*** Inspections with no more than one significant violation divided total number of inspections x 100 = % in compliance				
Percent of Inspected Facilities in Substantial Compliance: 76%				

Solid Waste Bureau Continued

Performance Measure 2.	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of landfills compliant with groundwater sampling and reporting requirements	72%	95%	97%	95%	75%
Objective: To ensure that the impacts to groundwater quality from permitted landfills are prevented through routine groundwater sampling and reporting as determined by submission and review of groundwater monitoring reports.					

Data Source: Ground Water Monitoring Database. In the past, reports were mostly sent from the landfill operators to the SWB annually, usually in February, for the preceding calendar year (January – December). Since August 2007, when the new Solid Waste Rules became effective, the landfill operators are required to send in the monitoring reports within 90 days of completing sampling.

Reliability: A Hydrologist reviews reports submitted from landfills and prepares a summary report. Reported percentage is based on the number of reports received. If a facility completes groundwater monitoring and does not provide the report, they are considered out of compliance. The reliability of the data regarding the number of facilities reporting is high. However, the Bureau continually updates files to ensure the number of facilities identified as required to report (68 as of October 2012) is accurate. Some facilities may no longer be required to report because they have been granted a waiver of groundwater monitoring, have completed the closure monitoring period, or are exempt. Some other facilities, which have recently been permitted, may be just starting their groundwater monitoring and need to be added to the database as they become operational.

Comments: The 1st quarter of FY13 result was 100% compliance. There are currently 22 permitted facilities that require ground water monitoring reports and all 22 facilities submitted reports as required. The measure includes landfills that performed their ground water sampling as required in their ground water plan and submitted to the Department within the required 90 day period or were granted an extension. Registered (unlined) and closed facilities are not included in this measure.

Action Plan: None needed.

Environmental Protection Division

Radiation Control Bureau

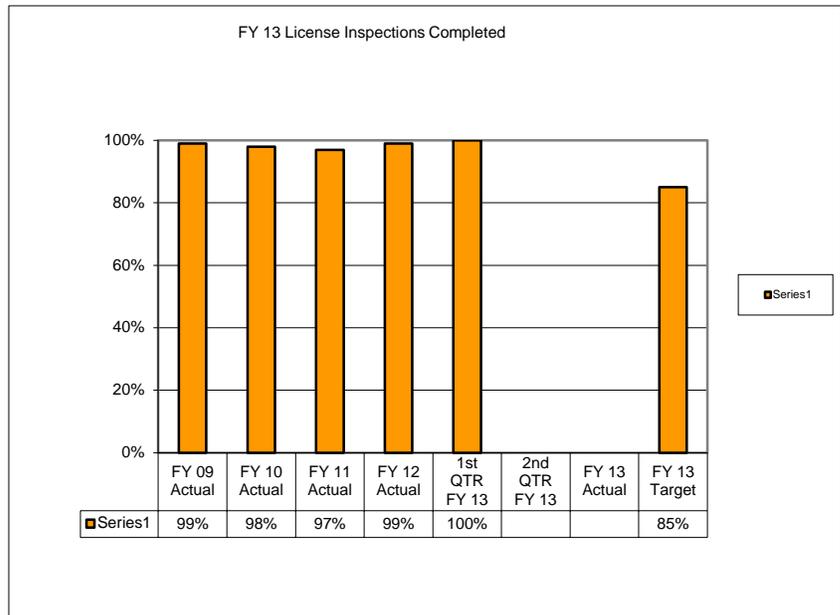
Performance Measure 1	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of license inspections completed within the timelines identified in the Radiation Control Bureau policies.	95%	98%	97%	99%	85%

Data Source: Radiation Control Bureau Radioactive Material Licensee and X-ray Registrant Databases.

Reliability: Hard copies of all inspections are maintained in the Radiation Protection Program Central Office.

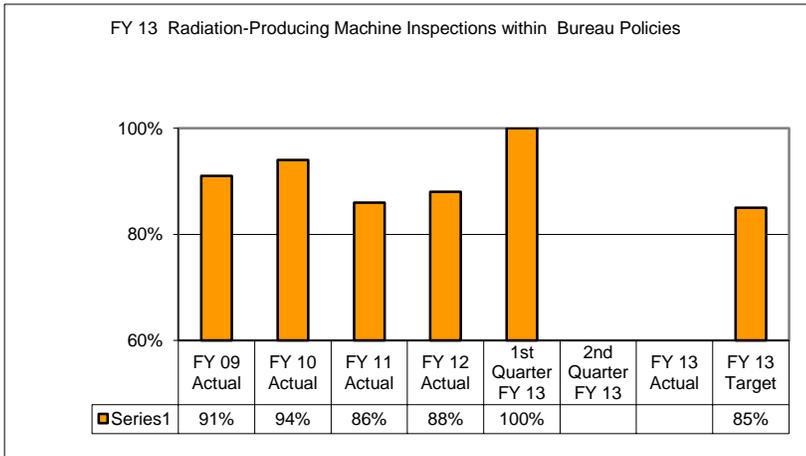
Comments: There were 20 RAM license inspections due and 20 (100%) were completed. The target was met for the 1st quarter of FY13

Action Plan: None needed.



Performance Measure 2	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of radiation - producing machine inspections completed within the timeframes identified in the Radiation Control Bureau Policies.	91%	94%	86%	88%	85%

Radiation Control Bureau Continued



Data Source: Radiation Control Bureau Radioactive Material Licensee and X-ray Registrant Databases.

Reliability: Hard copies of all inspections are maintained in the Radiation Protection Program Central Office.

Comments: There were 92 inspections due and 92 (100%) were completed. The target was met for the 1st quarter of FY13.

Action Plan: None needed.

Field Operations & Infrastructure

Environment Health Bureau – Liquid Waste

Performance Measure	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Number of free well water tests.	1,687	1,104	298	146	0 (Sampling will continue as resources become available)

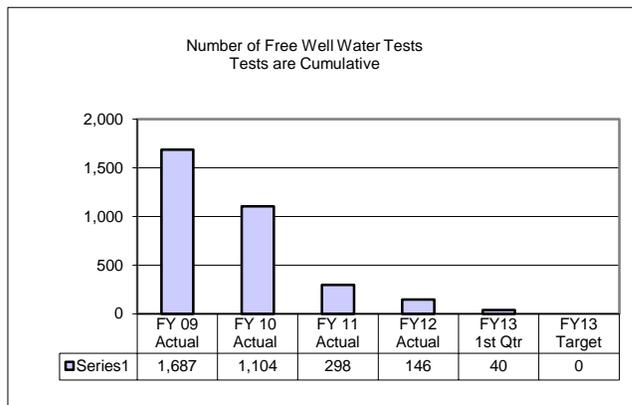
Data Source: District Managers

Reliability: Hard copies of all test results are maintained in each field office.

Comments: The FY13 1st quarter result is 40 well water tests performed. Field offices continue to advertise for and perform private well water testing services on demand and through water fairs (as chemical testing reagents and staff are available) in order to provide homeowners with a test of the quality of their drinking water as well as to provide the Department with valuable information on the quality of ground water resources state-wide.

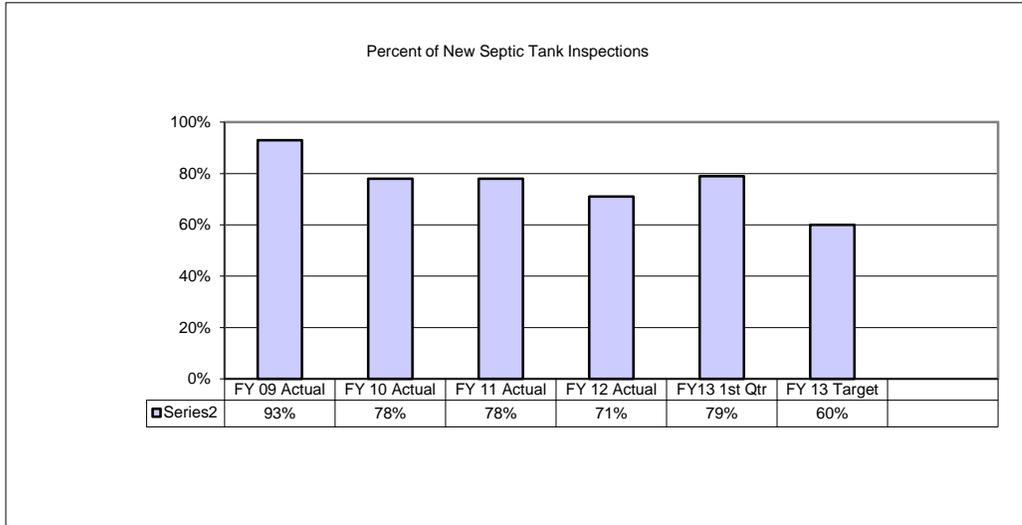
Action Plan: None needed.

Environmental Health Bureau - Liquid Waste Continued



Environmental Health Bureau - Liquid Waste Continued

Performance Measure 2.	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of new septic tank inspections completed.	93%	78%	78%	71%	60%



Data Source: District Managers/ Liquid Waste Database

Reliability: A manual count is performed and compared to information in the Liquid Waste Database.

Comments: The FY13 1st quarter result is 79%, or 712 inspections out of 901 permits issued for the quarter. The target was met for the 1st quarter.

Action Plan: None needed.



Environmental Health Bureau - Liquid Waste Continued

Performance Measure 3.	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of homeowners with contaminated wells advised on how to eliminate or reduce health risks	100%	100%	0% (Sampling and advice will continue as resources become available)
Objective: To ensure that users of contaminated water wells are aware of the health risks and options for treatment.			

Data Source: Program Manager/District Managers
Reliability: Hard copies of all well water test results and letters sent to the homeowners along with Fact Sheets that advise on how to eliminate or reduce health risks are maintained in central office.

Comments: The FY13 1st quarter result is 100% with 11 homeowners with contaminated wells advised out of 11 contaminated well test results.

Action Plan: None needed.

Field Operations & Infrastructure Program

Environmental Health Bureau - Food Program

Performance Measure 1.	FY 09 Actuals	FY 10 Actuals	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of high risk food related violations corrected within the timeframes noted on the inspection report issued to permitted commercial food establishments.	85%	86%	84%	83%	100%
Objective: To assure protection of the public from possible food borne illness.					

Environmental Health Bureau - Food Program Continued



Data Source: District Offices/ Tempo Database

Reliability: Hard copies of all inspections and test results are maintained in each field office.

Comments: The FY13 1st quarter result is 75% (1,287 high risk violations corrected out of 1,706 violations cited during routine inspections). The result demonstrates an under-performance for the Food Program based on the 100% target. As protocol allows, NMED food inspectors must assess the severity and public health significance of any inspection results and may conduct a follow-up inspection (the violations may or may not be corrected at a follow-up), have the high risk violations corrected on-site or issue a Notice of Corrective Action Response (NCAR) form.

Action Plan: A challenge in achieving this goal is the high number of vacant positions. Existing staff continues to strive to meet the requirement of the Food Regulations by performing one inspection of annually permitted facilities. Additional inspections are difficult to accomplish, which are required in order to follow up on some of the violations cited. For violations that do not require follow up inspections, inspectors continue to strengthen efforts in requiring that the high risk violation noted be corrected at the time of the inspection and/or issuing NCAR forms and following up on responses. New hires and requests to advertise vacant positions are in process and once the positions are filled there will be an improvement in violation corrections relative to staff's role in this measure.

Another challenge that affects NMED's ability to meet this target is that this performance measure is reliant on the facility making the corrections to high risk violations. It should be noted, however, that there are other actions the department takes for facilities that continuously fail at correcting high risk violations and are determined a public health risk. These actions include downgrades, suspensions and closures and are important in regard to protecting the public from possible food borne illness.

Field Operations & Infrastructure Program

Construction Programs Bureau

Performance Measure 1.	Explanatory FY 13
Total number of new projects funded and dollar amount of new loans made from the Clean Water State Revolving Fund Program (CWSRF) and the Rural Infrastructure Revolving Loan Program (RIP).	See Box Below
Objective: Provide information on new projects funded and new loans made from the Clean Water State Revolving Fund Program and the Rural Infrastructure Revolving Loan Program.	

Data Source: Loans and Grants Tracking System (LGTS) and Program Excel spreadsheets

Reliability: Information is updated by CPB Project Engineers and the Program Administrators as the project progresses.

Comments: Rural Infrastructure Revolving Loan Program (RIP) Loan activity 1st Quarter FY13 (July 2012-September 2012)

1. **Chamita MDWCA** – NMED executed a loan agreement with the MDWCA on August 1, 2012 in the amount of \$319,000 for a new well and other water system improvements.
2. **Santa Cruz MDWCA** – NMED has been working with Santa Cruz on a \$120,000 RIP loan request. The project is for water system tank, meters and liners. The loan agreement is being routed for signatures.
3. **Lower Des Montes MDWCA** – NMED has been working with Lower Des Montes on a \$60,000 RIP loan request. The project is for water system improvements. The loan agreement is being routed for signatures.

Comments: Clean Water State Revolving Fund (CWSRF) Activity 1st Quarter FY13 (July 2012-September 2012)

1. **City of Las Vegas** – NMED is working with the City to fund a loan/grant combination in an aggregate amount of \$840,000 (\$356,000 loan/\$484,000 grant) for a sludge handling facility project. The loan agreement is being routed for signatures.
2. **San Juan County** – NMED is working with the County to fund a loan/grant combination in an aggregate amount of \$176,000 (\$86,000 loan/\$90,000 grant) for engineering and design of the Lower Valley decommissioning and lift station hookup project. The loan agreement is being routed for signatures.



Taos Weather Station, Wastewater Treatment Plant, and Aerator Basin 2012

Constructions Program Bureau Continued

Performance Measure 2.	FY11 Actuals	FY 12 Actuals	FY 13 Targets
Number of Project Information Forms processed for water, wastewater and solid waste projects	265 (100% of all applications received)	259 (100% of all applications received)	Process 100% of all forms received
Objective: Provide information on the percent of new Project Information Forms processed to accommodate demand for water, wastewater, and solid waste infrastructure funding			

Data Source: Uniform Funding Application Database

Reliability: The database is maintained by CPB Community Service staff that follows up on each application filed to verify accuracy and eliminate duplications.

Comments: 26 new Project Information Forms (PIFs) were received and processed (100%) in the 1st Quarter of FY13.

Action Plan: None needed.



Tucumcari Effluent Reuse 2012

Performance Measure 3.	FY 12 Actuals	FY 13 Target
Percent of Environmental Protection Agency clean water state revolving loan fund capitalization grant and matching state funds committed to New Mexico communities for wastewater infrastructure development in the state fiscal year following receipt of an EPA grant.	94%	75%
Objective: Provide the percent of the previous years' CWSRF Capitalization Grant committed to projects to show the use of funds for wastewater infrastructure statewide.		

Data Source: Official Notice(s) of Grant Award received from EPA, SHARE.

Reliability: Checked by ASD Grant Office and ASD SHARE staff and CPB loan staff before being expended.

Comments: In FY12, CPB was awarded \$7,222,000 in a CWSRF cap grant which requires \$1,444,400 in state match funds. The project period for this \$8,666,400 began April 1, 2012.

In FY13 Q1 no new CWSRF base program loan/grant agreements were executed. The CWSRF ongoing loan activity described in Performance Measure 1 above totals \$1,016,000 or 12% of the grant and associated state match funds. NMED will execute agreements for all of the loan activity within state fiscal year 2013.

Field Operations & Infrastructure Program

Drinking Water Bureau

Performance Measure 1.	FY 12 Actuals	FY 13 Target
Number and Location of boil water advisories issued to consumers when a water system violates the bacteria (or total coliform) standard and the presence of E. coli or fecal coliform is detected	Ten (10) boil water advisories and four (4) precautionary advisories issued in FY12	TBD - there is no way to estimate the number or percentage of water systems that may become contaminated

Objective: Ensure regulated facilities are in compliance with regulatory requirements.

Data Source: Safe Drinking Water Information System Database (SDWIS)
Reliability: Hard copies of all sampling records are maintained and are available for data verification purposes.

Comments: One Boil Water Advisory was issued during this reporting period.

Action Plan: None needed.

Performance Measure 2.	FY 12 Actuals	FY 13 Target
Number of site visits and assistance actions provided to public water systems to ensure compliance with Safe Drinking Water Act regulations.	449 site visits 3675 assistance actions	200 Site visits and 3500 assistance actions

Objective: To determine the presence of chemical contamination so action may be taken to prevent exposure to contaminants in drinking water that are harmful to humans.

Data Source: District Managers/ Safe Drinking Water Information System Database (SDWIS)
Reliability: Hard copies of all inspections and test results are maintained in each field office.
Comments: The Bureau performed one hundred nine (109) site visits and nine hundred twenty-three (923) assistance actions during the 1st quarter of SFY13.

*Water system assistance action examples include: regulatory guidance, technical guidance and assistance, engineering guidance and assistance, and best practices for water system management.

Drinking Water Bureau Continued

Performance Measure 3.	FY 12 Actuals	FY 13 Target
Percent of public drinking water systems inspected within one week of notification of system problems that might impact public health.	100%	100%

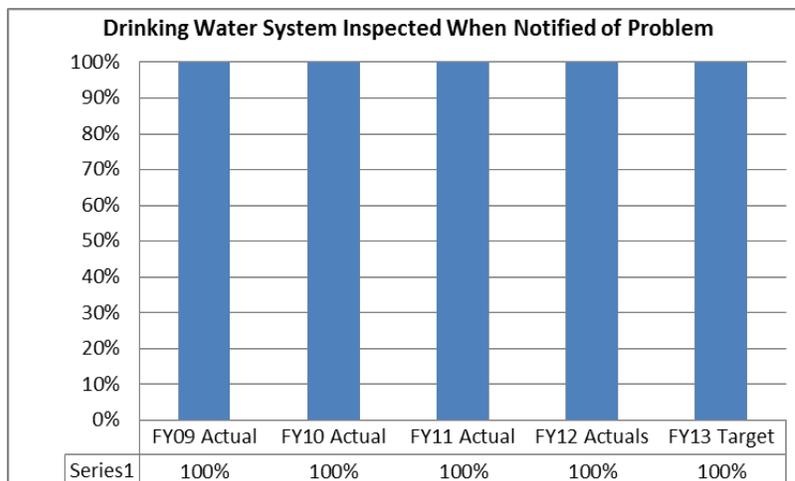
Objective: To ensure safe drinking water is provided to the public.

Data Source: District Managers/ Safe Drinking Water Information System Database (SDWIS)

Reliability: Hard copies of all inspections and test results are maintained in each field office.

Comments: On September 6, 2012 DWB staff conducted an emergency site visit at Bluewater Water and Sanitation District following a brief water outage. On September 17, 2012 DWB staff conducted a site visit at Twin Forks MDWCA following the collapse of their main 22,000 storage tank. Staff performed an inspection of the temporary 1,000 gallon tank. Both water systems voluntarily placed themselves on a Boil Water Advisory until the issue was addressed. *E. coli* samples collected during the site visit at Bluewater Water and Sanitation District came back positive and the system was placed on a mandatory Boil Water Advisory until sampling results indicated the problem was resolved. La Familia water system had a nitrate exceedance during this reporting period; however, no site visit was conducted due to the fact that this is an on-going issue and DWB staff are continuing to work with the system to address the problem for the long term. Notices are posted and bottled water is provided at the facility.

Action Plan: None Needed



Drinking Water Bureau Continued

Performance Measure 4.	FY 11 Actuals	FY 12 Actuals	FY 13 Target
Percent of public water systems surveyed to ensure compliance with drinking water regulations	91%	87.45%	90%
<p>Objective: To ensure public water systems are able to comply with Safe Drinking Water Act requirements.</p>			

Data Source: Safe Drinking Water Information System Database (SDWIS)

Reliability: Hard copies of all sanitary surveys (inspections) are maintained in each field office and also electronically available on the DWB server.

Comments: The percent of public water systems surveyed to ensure compliance with drinking water regulations is calculated using the following equation: $[100 - (\# \text{ of surveys due} / \# \text{ of systems} * 100)]$. During this reporting period the DWB conducted sixty three (63) sanitary surveys. At the end of the reporting period there were sixty seven (67) surveys that were due or past due out of a total of 1,154 drinking water systems. This means that 94.2% of the drinking water systems have sanitary surveys that are current, while 5.8% of the systems are due or past due for a survey. The DWB is continuously conducting sanitary surveys in a prioritized manner to protect public health. It is also important to take into consideration that the due date may be early in the calendar year and reported as past due in SDWIS, but in actuality systems have until the end of the calendar year to complete the survey and are not technically considered past due until the end of the calendar year.

Action Plan: None needed.