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# Fiscal Year 2022 Strategic Plan

New Mexico  
Environment  
Department



# Leadership



## *Governor Michelle Lujan Grisham's priorities*

**Transformative strategic investments in public education:** My team will work hand-in-hand with educators, students, parents and communities to build both a pre-kindergarten and K-12 public education system that is equitable, well-funded and provides New Mexico schoolchildren with every single opportunity they need to succeed.

**Improved access to high-quality health care throughout the state:** We will leverage additional federal funding for Medicaid-eligible clients while proactively reaching out to eligible New Mexicans across the state to ensure every family has access to the care they need when they need it.

**Comprehensive health and well-being services for children and families:** We will make significant investments in protective services personnel and advanced screening and case management services while continuing to leverage federal funds to ensure the safety of our most vulnerable youth.

**In Building the 21<sup>st</sup> Century economy New Mexico deserves:** My team will creatively and aggressively leverage core strengths and growth areas, establish long-term partnerships in the film and television industries and launch sustainable new economic areas like cybersecurity, aerospace, value-added agriculture and intelligent manufacturing.

**Sustainable investments in the workforce:** After having boosted the minimum wage for the first time in a decade, we will expand our apprenticeship programs and invest in job training programs, financial aid and the College Affordability Act.

**Prudent fiscal management:** We will safeguard taxpayer dollars and key investments by targeting healthy General Fund reserves and deploying tax stabilization tools.

*Cabinet Secretary  
James C. Kenney*



Our Fiscal Year 2022 strategic plan is an exciting commitment to protect public health and the environment across New Mexico's communities. Our approach is simple and guided by four basic principles:



**Science:** Using the best available science to inform our decision-making.



**Innovation:** Employing creative engineering and technological solutions to address environmental problems.



**Collaboration:** Engaging communities and interested stakeholders in decision-making.



**Compliance:** Ensuring meaningful compliance with state regulations and permits.

You can stay informed on what we are doing in your community and across the State by following us on Twitter, Facebook, or Instagram.







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# Vision, Mission & Values

## Our Vision

To foster a thriving and trusted, nationally leading organization known for protecting public health and the environment through its dedicated public servants.

## Our Mission

To protect and restore the environment and to foster a healthy and prosperous New Mexico for present and future generations.

## Our Values

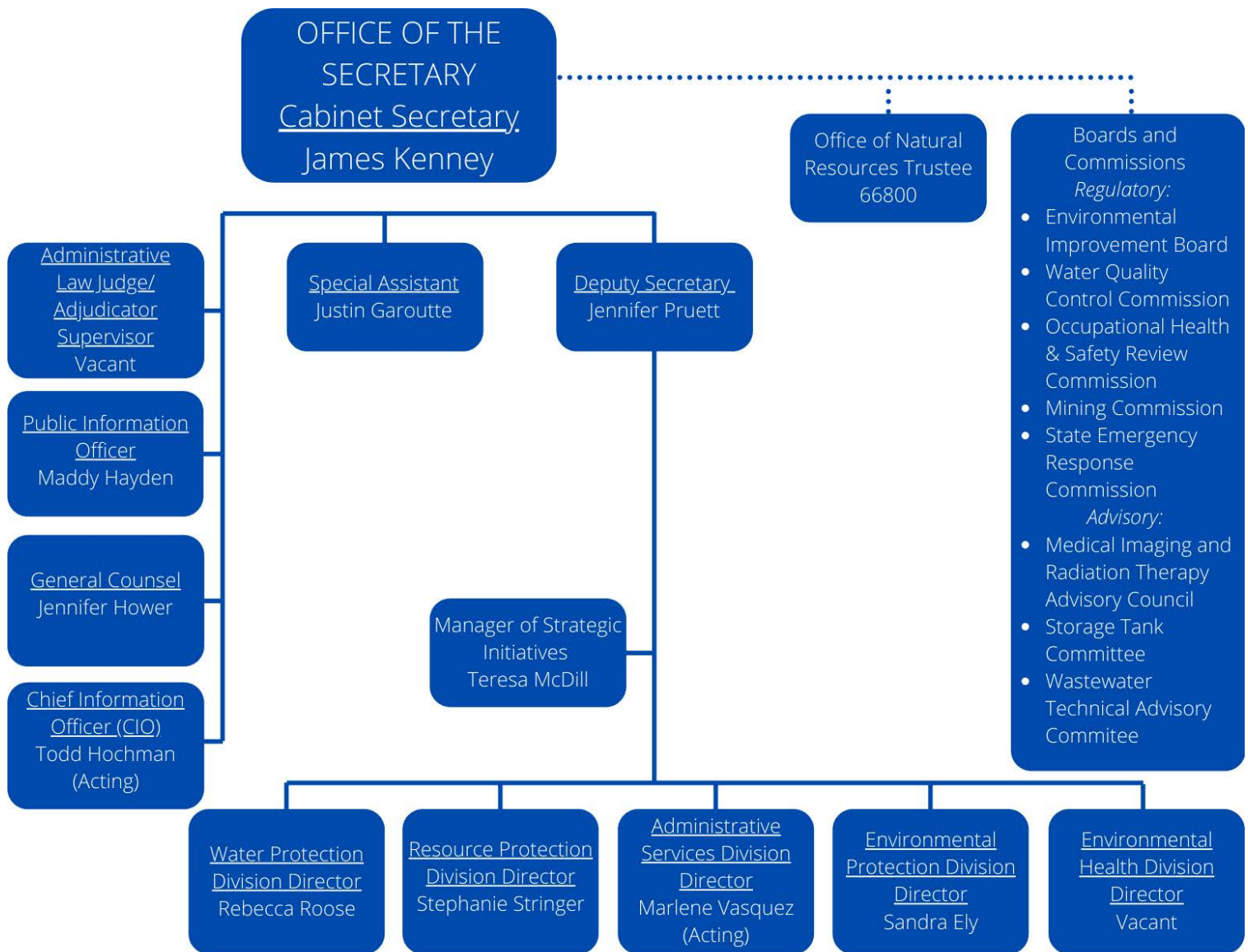
**Science** - Embracing the best available science to inform decision-making in support of our mission.

**Innovation** - Employing creative engineering and technological solutions to address challenges.

**Collaboration** - Engaging communities and interested stakeholders in decision-making outcomes.

**Compliance** - Ensuring accountability with permits, rules while maintaining a fair and level playing field.

# Organizational Structure



# Resource Management Division (P567)

## Purpose of the Program

To provide leadership and strategic vision across the Department. To empower all management and staff to implement their portion of the Department's mission to the fullest extent possible. To create a professional, diverse and accountable workforce.

## Program Users

The public who places its trust in the air they breathe, the water they drink, the land on which they live. State agencies, county and local governments, Tribes and Pueblos who we collaborate with, provide funding to, offer technical assistance to, etc. More than 500 Environment Department employees who work and live across New Mexico to fulfill our critical mission. The regulated community, from locally owned cafés to the world's largest oil and gas producers who rely on certainty and a level playing field. The media who helps tell our stories across New Mexico's communities and the U.S. The Governor and Lieutenant Governor, the Legislature, the federal government, and the public who all hold us accountable to successfully implementing our mission.

## Benefits to New Mexicans

- A highly functioning New Mexico Environment Department that protects public health and the environment.
- Equal public health and environmental protections for all New Mexicans, Tribal/Pueblo members, Indigenous people irrespective of socio-economic status.
- A responsive and clear Department that can explain complex scientific and technical issues in simple manner to all members of the public.
- Timely, accurate and transparent public information.
- NMED's budget is developed to ensure programs are effective and compliance and enforcement needs are met.
- Diligent oversight and stewardship of public funds.
- Accountability for public employees that erode public trust.
- Adjusting to a COVID-positive world, develop a more responsive workforce to advance more efficient, safe public and customer service options.
- Expand online program delivery while strengthening traditional program access where essential.
- Continue to increase public transparency and public confidence in environmental protection operations and services.
- Strengthen collaborations with stakeholders and other state agencies with a responsive workforce that is productive throughout public health

## Budget and FTE

	FTE	Budget
NMED Overall	645.5	
Office of the Secretary	13.0	\$1,349,000.00
Office of General Counsel	15.0	\$1,563,200.00
Office of Information Technology	21.0	\$2,886,500.00
Administrative Services Division	27.25	\$2,506,100.00

***Statutory Authority and Activities  
- See appendix for a  
comprehensive listing***



# Resource Management Division (P567)

## Program Goals and Objectives

- Implement the mission of the Department in accordance with the Governor's vision, legislative authority and federal delegation/primacy/grant agreements.
- Manage the Department's resources in a manner that facilitates our mission while maintaining the public's trust.
- Improve our stewardship of federal funds through programs like the Performance Partnership Grant.
- Provide open avenues of communication with tribal governments to increase collaboration earlier in the rulemaking process and other areas of interest.
- Build stronger relationships with the New Mexico Legislature and Legislative Finance Committee.
- Streamline administrative processes to improve public health and environmental outcomes.
- Adopt enterprise-oriented approaches to automate processes and data management.
- Maintain robust participation in federal regulation and policymaking that promotes and defends the interests of New Mexico communities.
- Strengthen public participation in environmental protection through an enhanced Office of Public Facilitation.
- Increase the enterprise-level funding capacity of the department with a robust grant writing and procurement capacity.
- Provide a broad range of technical assistance services to the department that can build program assets and develop new resources.
- Continually foster an internal culture of employee trust and respect with opportunities for career advancement.
- Create and expand employee training and development programs.

## Strategic Actions

- Maintain delivery of services to New Mexicans and the regulated community commensurate with funding.
- Improve delivery of services to New Mexicans and the regulated community by raising fees for service as necessitated by inadequate general fund appropriations.
- Develop and coordinate additional grant applications.
- Reduce the Department's vacancy rate through active hiring and removing unfunded vacancies.
- Increase staff retention through flex and work adjust schedules; flex locations; and professional development and training.
- Increase information available on NMED's website through posting of documents after digitization, increased GIS tools, and development of online payment tools.

**Right: Deputy Cabinet Secretary Jennifer Pruett and Santa Clara Pueblo Governor Chavarria sign a Memorandum of Understanding clarifying jurisdiction in and around Española in January 2020.**



# Water Protection Division (P568)

## Purpose of the Program

To ensure the cleanest and safest water supplies for New Mexicans today and into the future through the protection of surface water and groundwater quality. This includes providing financing for and oversight of water infrastructure systems.

## Program Users

A public that expects to consume clean and safe drinking water whether in an urban or rural community. A public that recreates in and along New Mexico's lakes, rivers and streams. Regulated entities who rely on relationships with regulators to provide technical and consistent expertise. Local governments, municipalities, and private utilities in need of technical and/or financial assistance to repair, update or add water and wastewater infrastructure. Tribes, Pueblos and nations whose water quality may be impacted by others. All others who ensure our accountability to mission, including: The Governor, the Legislature, the federal government and the public.

## Benefits to New Mexicans

- Prevention and remediation of groundwater contamination protects drinking water for 95% of New Mexico residents.
- Children, elderly, and other vulnerable populations have a safe, reliable and trusted source of drinking water.
- Healthy rivers and lakes are essential elements of a thriving economy that relies on recreation, tourism and agriculture.
- Investment of 21<sup>st</sup> Century infrastructure upgrades for our counties, cities and towns foster healthy communities.
- Economic development opportunities on formerly contaminated properties reinvigorate communities.
- Water resources are protected to meet current and future demand.
- New Mexicans can access information about drinking water, groundwater and surface water quality to protect their families, including in the aftermath of spills, such as Gold King Mine.

## Budget and FTE

	FTE	Budget
Office of the Director	4.25	\$525,500.00
Construction Programs Bureau	23.0	\$2,454,200.00
Drinking Water Bureau	55.0	\$7,457,600.00
Ground Water Quality Bureau	57.0	\$8,086,600.00
Surface Water Quality Bureau	39.0	\$6,587,400.00

***Statutory Authority and Activities - See appendix for a comprehensive listing***



# Water Protection Division (P568)

## Program Goals and Objectives

- Improve public drinking water system compliance with health-based standards in large, mid-size and small communities.
- Support municipalities and public water systems through robust implementation of the Water Conservation Fund.
- Improve the resiliency and efficiency of the groundwater discharge permit program to better serve the public.
- Strengthen enforcement and compliance for groundwater permits and facilities under abatement for groundwater contamination.
- Actively address clean-up and remediation of contaminated properties in New Mexico, including Superfund sites.
- Maximize financing opportunities for water, wastewater and solid waste infrastructure investments in communities.
- Improve collaboration and communication with key stakeholders across all WPD programs.
- Utilize all available tools, programs and resources and seek additional tools, such as permits, to enhance protections for surface waters.
- Maximize financing opportunities for water, wastewater and solid waste infrastructure investments in communities.
- Implement the Produced Water Act to preserve freshwater resources, protect water quality and public health and provide regulatory certainty.
- Enhance program outcomes through collaboration and communication with key stakeholders across NMED.
- Build relationships and trust with the public, local governments, and elected officials.

**Right: The Drinking Water Bureau, along with the rest of the Environment Department, is now protecting public health from home during the COVID-19 pandemic. Tim Willy of the Bureau's Clovis field office works side-by-side with 3-year-old daughter Anna to ensure systems large and small provide safe drinking water to New Mexicans.**



# Water Protection Division (P568)

## Strategic Actions

- Maintain an enhanced drinking water compliance and enforcement program by increasing staff capacity to perform complex analysis of system monitoring data, conduct onsite inspections and take appropriate enforcement actions.
- Strengthen the Utility Operator Certification Program's support for more than 3,000 certified drinking water and wastewater utility operators through implementation of updated regulations, online examinations, targeted technical assistance and partnerships to increase recruitment and training of new operators.
- Support public water systems and utility operators by increasing revenue to the Water Conservation Fund and publishing an annual list of contaminants eligible for sampling under the Fund.
- Support the New Mexico Produced Water Research Consortium to fill science and technology gaps related to treatment and use of produced water for purposes outside the oil and gas sector.
- Continue public engagement on produced water management and ensure companies comply with all applicable statutory and regulatory requirements for produced water outside the oil and gas sector.
- Secure funding to complete development and implementation of new data management system for the groundwater discharge permit program.
- Increase program revenue through legislative and rule updates and program oversight to become more enterprise oriented.
- Implement updated enforcement policies for surface water, groundwater and drinking water regulatory programs.
- Prepare Superfund program for the transition of multiple projects from cleanup to remediation phase and seek associated funding through the legislature.
- Develop innovative approaches to address groundwater contamination associated with sites that lack a responsible party through a legislative memorial, if passed.
- Carry-out executive decisions about establishing a surface water permitting program informed by analysis of legal and policy requirements, program structure and costs, funding mechanisms, and public engagement tools.
- Protect New Mexico's surface waters through implementation of updated state water quality management plans and ambient monitoring plans to assess quality of rivers, streams, lakes and wetlands.
- Leverage innovative partnerships and marketing outreach efforts for water infrastructure financing programs to increase loan utilization rates.
- Implement strategic actions to identify and address water contaminated with per- and polyfluoroalkyl substances and other emerging contaminants, as existing resources allow.

**Right: Jennifer Muus, left, and Saroj Baxter provide information on to communities on funding resources during the New Mexico Infrastructure Finance Conference in October 2019.**





# Water Protection Division (P568)

Performance Measures	FY22 Requested Target
Number of non-mining groundwater discharge permits issued by NMED annually.	130
Number of water quality compliance inspections conducted by agency staff, including joint inspections with the U.S. Environmental Protection Agency or U.S. Army Corps of Engineers.	20
Dollar amount of new loans made from the clean water state revolving fund.	Explanatory Only
Percent of population served by community water systems that meet all applicable health-based drinking water standards	Explanatory Only
Number of community water system violations returned to compliance as a result of NMED assistance.	500



**Above: Anthony McGlown of the Ground Water Quality Bureau's Superfund Oversight Section titrates a sample at the Grants Chlorinated Plume Superfund site in August 2020.**



# Resource Protection Division (P569)

## Purpose of the Program

To the maximum extent possible, prevent new contamination and address legacy pollution in New Mexico for the protection of public health and the environment. Ensure hazardous waste is managed – from cradle to grave – and contaminated sites are cleaned up as quickly as possible to lessen the burden to communities, their health and our environment. Closely monitor the environment within and around U.S. Department of Defense (U.S. DOD) and U.S. Department of Energy (U.S. DOE) facilities in New Mexico, taking swift and meaningful compliance actions when warranted. Ensure petroleum storage tanks are managed to prevent releases and that any releases are remediated as expeditiously as possible; as eligibility and the Corrective Action Fund allows. Ensure solid waste and recyclable materials are responsibly managed.

## Program Users

A public that trusts and expects that New Mexico's natural resources will not diminish their family's health, safety or economic prosperity regardless of where they live, work, or play. This includes New Mexico's service men and women who are stationed at U.S. Air Force installations, employees and contractors at U.S. DOE facilities, and the residents who live in proximity to these installations. Regulated entities who rely on relationships with regulators to provide technical and consistent expertise. County and local governments/municipalities who rely on our expertise for emergency response and technical guidance, including best management practices to minimize costs to taxpayers where possible. Tribes, Pueblos and nations whose natural resources may be impacted by others. All others who ensure our accountability to mission, including: The Governor, the Legislature, the federal government and the public.

## Benefits to New Mexicans

- People are not exposed to hazardous substances.
- Releases of hazardous substances are timely addressed to prevent exposure to people and the environment while holding accountable the responsible party.
- U.S. DOD and U.S. DOE facilities manage and clean up their waste.
- Environmental conditions within and around U.S. DOE facilities are monitored to inform surrounding communities.
- Ensure that nuclear activities and waste products do not adversely impact communities even when outside of NMED regulatory jurisdiction.
- Industry across the state secures financial assurance and incentives to prevent or clean up petroleum spills/releases.
- Permitted landfills are designed and operated to safely isolate waste from the environment thereby protecting human health and the environment.
- Old, inactive landfills are monitored, and any contamination is prevented or cleaned up.
- Illegal dumping of trash is prevented or cleaned up.
- Trash is turned into treasure through reuse and recycling programs.
- Groundwater is protected for future and sustainable uses.

## Budget and FTE

	FTE	Budget
Office of the Director	3.25	\$399,900.00
DOE Oversight Bureau	18.0	\$2,799,300.00
Hazardous Waste Bureau	39.0	\$4,502,300.00
Petroleum Storage Tank Bureau	59.0	\$5,759,700.00
Solid Waste Bureau	21.0	\$1,954,900.00

# Resource Protection Division (P569)

## Program Goals and Objectives

- Provide increased regulatory oversight and accountability over hazardous waste generators, permittees, petroleum storage tank operators, and solid waste facilities.
- Ensure new and legacy hazardous waste and solid waste is managed in compliance with state and federal regulations.
- Ensure contaminated sites are cleaned up in a manner that is quick, safe and protective of human health and the environment.
- Maximize use of Corrective Action Fund to clean up petroleum storage tank release sites.
- Ensure compliance and enforcement actions are handled in a consistent, fair, and timely manner.
- Increase public knowledge and awareness of environmental matters at U.S. DOE facilities and other regulated facilities through collaborative efforts
- Improve collaboration and communication with key stakeholders across the Department.
- Build relationships and trust with the public, local governments, and elected officials.
- Strengthen enforcement and compliance for waste management and corrective action.
- Support state and local economic development by protecting and restoring New Mexico's natural resources and ensuring high quality public health.
- Ensure transparency and collaboration through meaningful stakeholder engagement and involvement.

## Strategic Actions

- Hold the U.S. DOD accountable for contaminating the environment with per- and polyfluoroalkyl substances compounds (PFAS) at Cannon and Holloman Air Force Bases.
- Hold the U.S. DOD accountable to an expedited remedy selection and clean-up of the bulk fuel release at Kirtland Air Force Base.
- Collaborate with affected communities to facilitate the best possible environmental solutions and outcomes when addressing new and legacy contamination.
- Seek resources to build an illegal dumping prevention program.
- Address the most common and repeated violations by focused outreach and follow up with enforcement where appropriate.
- Implement environmental monitoring programs at high priority contamination or hazardous material storage sites, such as Los Alamos National Laboratory (LANL) or the Waste Isolation Pilot Plant (WIPP), and the surrounding areas, that align and support NMED's programs and strategic initiatives.
- Maximize use of the Corrective Action Fund for the remediation of petroleum release sites and, when possible, align with state economic development initiatives.
- Provide funding for local governments to develop recycling programs and to abate illegal dumpsites.
- Increase program revenue through legislative and rule updates and through other opportunities.
- Implement updated enforcement policies to ensure compliance and accountability on a level playing field.

# Resource Protection Division (P569)

Performance Measures	FY21 Requested Target
Percent of large quantity hazardous waste generators inspected yearly.	20%
Percent of large quantity hazardous waste generators inspected in compliance with applicable standards	Explanatory
Number of petroleum storage tank release sites that achieved no further action status.	20
Percent of <i>above ground storage tank</i> facilities in significant operational compliance with release prevention and release detection requirements.	75%
Percent of underground storage tank facilities in significant operational compliance with release prevention and release detection requirements.	75%
Percent of <b>unobligated</b> corrective action fund funds at the end of the quarter.	Explanatory
Percent of solid waste facilities and infectious waste generators not in compliance with New Mexico solid waste rules.	5%
Percent of landfills not compliant with groundwater sampling and reporting requirements.	Explanatory



Above: David Atencio of the Department of Energy Oversight Bureau sets up a monitor near the site of new-found contamination in Los Alamos in August 2020.

Below: Tim Noger with the Petroleum Storage Tank Bureau inspects a remediation system that is using soil vapor extraction to clean up a petroleum storage tank leak site in Milan, New Mexico.





# Environmental Health Division (P570)

## Purpose of the Program

To promote and regulate New Mexico businesses, products and services in a manner that prevents adverse impacts/risks to public health and the environment. This includes commercially prepared foods, manufactured foods, hemp-derived products, recreational cannabis (if legalized), public swimming pools and spas, liquid waste systems.

## Program Users

A public that eats at restaurants, purchases manufactured foods for their family, enjoys public pools and spas; the regulated community, including hemp product manufacturers, and food establishment owners; other state agencies and institutions; county and local governments; Tribes and Pueblos who participate in consultation. All others who ensure our accountability to our mission, including: The Governor, the Legislature, the federal government and the public.

## Benefits to New Mexicans

- Food in restaurants and from New Mexico manufacturing facilities is safe to eat.
- Public health is maintained, and economic development opportunities are supported through responsible hemp processing.
- Public health and safety at public swimming pools and spas is protected.
- Ground water is protected from discharge from septic tanks and industrial sources.

## Budget and FTE

	FTE	Budget
Environmental Health Division	102.5	\$8,390,500.00

***Statutory Authority and Activities - See appendix for a comprehensive listing***

## Program Goals and Objectives

- Prevent and abate public health hazards from surface and ground water contamination by regulating on-site treatment and disposal of liquid waste.
- Ensure compliance at public swimming pools, baths, and spas.
- Ensure consumers and the public are protected from adverse health and safety conditions through the inspection and enforcement of hemp manufacturing facilities.
- Protect consumers and the public from adverse health and safety conditions such as foodborne and other illness in public food establishments through inspection and enforcement.

# Environmental Health Division (P570)

## Strategic Actions

- Continue to develop a hemp and recreational cannabis program (if legalized) and seek adequate staffing levels to establish regulatory processes that ensure the protection of public health while supporting growth and sustainability of the industry.
- Seek adequate staffing levels to ensure timely permit issuance and compliance with liquid waste regulations.
- To ensure compliance with food service regulations and protect public health by seeking fair and reasonable fee increases for food facility permit issuance and renewals.
- Seek adequate staffing levels that bring the number of food inspector in line with the historical growth in food establishments across New Mexico.

## Performance Measures

FY22  
Requested  
Target

Percent of priority item food-related violations issued during food establishment inspections that are corrected within timeframes specified and enforcement actions taken

Percent of required annual food establishment inspections completed by date due.

Percent of new or modified liquid waste systems inspected prior to permit issuance.

**Right: Food program inspector Alejandra Talamantes conducts a food safety inspection at a New Mexico restaurant. Photo taken pre-COVID.**



# Environmental Protection Division (P570)

## Purpose of the Program

To protect New Mexico's inhabitants and our natural beauty through clean and clear air. To mitigate and prevent the impacts of climate change on our population, industries and infrastructure. To prevent workplace illness and injuries and fatalities while diversifying and moving our economy forward. To prevent unnecessary risks to public health when medical or veterinary services are needed, to protect families and pets from over-exposure to radiation from x-ray equipment. The department also implements federal requirements and mandates improvements to reduce anthropogenic impacts that protect visibility to preindustrial levels by 2064.

## Program Users

A public that breathes air, expects and requires a safe working environment, and receives radiologic exams; the regulated community, including, oil and gas producers; other state agencies and institutions; county and local governments; including Tribes and Pueblos who participate in consultation. All others who ensure our accountability to our mission, including: The Governor, the Legislature, the federal government and the public.

## Benefits to New Mexicans

- Clean air for children, elderly and other vulnerable populations.
- Clear air for tourism and recreational opportunities from improved visibility at national/state parks and wilderness areas.
- Leadership is provided in combating climate change by reducing greenhouse gas emissions and preparing for a warmer planet.
- The environment and public health are protected from the ill effects of radioactive materials in academic, medical and industrial applications.
- Keeping workers and workplaces safe and healthy both day-to-day and during public health emergencies.
- Helping employers to be successful as they protect workers and realize the economic benefits of a healthy, productive workplace.
- Exposure to indoor radon is lessened.
- Current and former DOE or DOE contracted facility nuclear workers that are ill because of exposure to radiation, chemicals, or both receive the assistance they need.
- Workers and the public are not exposed to unnecessary radiation during radiologic exams.

## Budget and FTE

	FTE	Budget
Office of the Director	4.25	\$538,900.00
Air Quality Bureau	96.0	\$12,046,800.00
Occupational Health & Safety Bureau	30.0	\$2,647,600.00
Radiation Control Bureau	18.0	\$1,972,500.00

***Statutory Authority and Activities - See appendix for a comprehensive listing***



# Environmental Protection Division (P570)

## Program Goals and Objectives

- Monitor and improve air quality and be proactive in areas where air quality is degrading by implementing emission control strategies and through timely, fair, and consistent enforcement.
- Ensure facilities that are non-compliant with air quality regulations or permit conditions take immediate and appropriate corrective action.
- Partner with other state agencies to implement the Governor's Executive Order 2019-003 on addressing Climate Change and Energy Waste Prevention, reduce greenhouse gas emissions, and develop climate adaptation strategies.
- Reduce exposure to indoor radon through public outreach and education.
- Protect employees and the public from adverse health and safety conditions in workplaces and worksites through inspection and enforcement.
- Provide free and confidential compliance assistance to businesses at their request by identifying workplace hazards; analyzing safety and health management systems.
- Develop recommendations for establishing or strengthening employee safety and health programs.
- Establish strategic partnerships with groups of employers and employees to encourage, assist, and recognize efforts to eliminate serious hazards and achieve a high degree of employee safety and health.
- Develop and maintain a timely and flexible response capacity to emergent public health risks, such as COVID-19, that create workplace hazards.
- Protect and promote physical and environmental health by preventing unnecessary radiation exposure through effective licensing, registration, inspection, special investigations, and enforcement.

## Strategic Actions

- Implement Executive Order 2019-003 by working with the New Mexico Climate Change Task Force; implementing rules to reduce methane/volatile organic compounds (VOC) emissions in the oil and gas industry; implementing low emission and zero emission vehicle standards; updating the greenhouse gas emissions inventory; and developing a market-based program for reducing greenhouse gas emissions.
- Develop dynamic, adaptive strategies to address emerging workplace hazards including regulatory requirements to address the growing cases of heat illness.
- Implement regulations to control volatile organic compounds and nitrogen oxides in areas that exceed 95% of the ozone National Ambient Air Quality Standard.
- Develop occupational health and safety emphasis programs for emerging industries such as hemp manufacturing and industries such as the oil and gas sector where employees may be exposed to serious health and safety hazards.
- Seek adequate staffing levels that address the oil and gas sector to ensure timely air permit issuance and compliance with air quality regulations.
- To ensure that occupational health and safety standards are met, seek adequate staffing levels to bring the number of workplace safety inspectors in line with the number of workplaces and worksites in New Mexico.

# Environmental Protection Division (P570)

Performance Measures	FY22 Requested Target
Average number of days from opening an inspection to issuing citations for worker health and safety violations.	
Percent of serious worker health and safety violations corrected within the timeframes designated on issued citations	
Percent of radiation producing equipment in violation when inspected and requiring compliance assistance	
Percent of ionizing radiation registrants and licensees that are not in compliance with applicable standards and require compliance assistance	
Percent of days with good or moderate air quality index rating	
Number of new [air quality] enforcement actions initiated by the Department semi-annually and annually.	
Percent of full compliance evaluation inspections conducted by agency staff as required by the EPA-approved Compliance Monitoring Strategy for NMED	
Number of air dispersion modeling reviews performed for air permits.	



**Right: Occupational Health and Safety Bureau Administration's Melissa Romero, left, demonstrates proper assembly of scaffolding during a scaffold safety course in Albuquerque in July 2019.**

**Left: Environmental Protection Division Director Sandra Ely provides testimony before the U.S. EPA in Dallas, October**



# Appendix

## Statutory Authority

- NMSA 1978, §§ 9-7A-1 to -15
  - NMSA 1978, §§ 10-15-1 to -4
  - NMSA 1978, §§ 13-1-1 to -199
  - NMSA 1978, §§ 14-2-1 to -12
  - NMSA 1978, §§ 14-4A-1 to -6
  - NMSA 1978, §§ 25-1-1 to -15
  - NMSA 1978, §§ 25-2-1 to -20
  - NMSA 1978, §§ 50-9-1 to -25
  - NMSA 1978, §§ 61-33-1 to -10
  - NMSA 1978, §§ 3-29-1 to -21
  - NMSA 1978, §§ 74-1-1 to -17
  - NMSA 1978, §§ 74-2-1 to -22
  - NMSA 1978, §§ 74-3-1 to -16
  - NMSA 1978, §§ 74-4-1 to 14
  - NMSA 1978, §§ 74-4G-1 to -12
  - NMSA 1978, §§ 74-6-1 to -17
  - NMSA 1978, §§ 74-6A-1 to -15
  - NMSA 1978, §§ 74-6B-1 to -14
  - NMSA 1978, §§ 74-9-1 to -43
  - NMSA 1978, §§ 74-13-1 to -20
  - NMSA 1978, §§ 70-13-1 to 7-13-5
  - NMSA 1978, §§ 76, Article 24
  - NMSA 1978, §§ 76-24-1 to -10
- Department of Environment Act
  - Open Meetings Act
  - Procurement Code
  - Inspection of Public Records Act
  - Small Business Regulatory Relief Act
  - Food Service Sanitation Act
  - Adulterated or Misbranded Food Act
  - Occupational Health and Safety Act
  - Utility Operators Act
  - Sanitary Projects Act
  - Environmental Improvement Act
  - Air Pollution Act
  - Radiation Control Act
  - Hazardous Waste Act
  - Voluntary Remediation Act
  - Water Quality Act
  - Wastewater Facility Construction Loans Act
  - Ground Water Protection Act
  - Solid Waste Act
  - Recycling and Illegal Dumping Act
  - Produced Water Act
  - Hemp Manufacturing Act
  - Emergency Hemp Rule