

**MICHELLE LUJAN GRISHAM, GOVERNOR**

James C. Kenney, Cabinet Secretary

ENFORCEMENT WATCH ALERT

The Environment Department's mission is to protect and restore the environment and to foster a healthy and prosperous New Mexico for present and future generations.

NEWS RELEASE*For Immediate Release***May 1, 2023**

Contact: Matthew Maez, Communications Director
New Mexico Environment Department
505.670.8911 | matthew.maez@env.nm.gov

Environment Department Launches Enforcement Watch*3 new cases initiated, 1 case resolved in past month*

SANTA FE — The New Mexico Environment Department (NMED) announces its inaugural monthly [Enforcement Watch](#). The Enforcement Watch website is a listing of all active and resolved enforcement cases. Active cases involve an alleged violation of a regulation, rule, permit, license, etc. Resolved cases are those that were adjudicated in court of law or administratively resolved. The Enforcement Watch also provides tools to report tips and to learn more about EPA's [Enforcement and Compliance History Online](#) website.

In the month of April, three new entries were added to this month's Active Matters listing and one was moved to the Resolved Matters listing.

The new additions to the report included:

1. Dan Dee Dairy in Dexter, NM for a Notice of Violation from the Ground Water Quality Bureau
2. Oxy USA, Inc. near Magdalena, NM for a Notice of Violation from the Air Quality Bureau
3. EOG Resources Inc. in Midland, TX for a Notice of Violation from the Radiation Control Bureau

The following case was resolved in April:

1. Three Saints Street – Kinder Morgan near Anthony, NM for resolving a July 7, 2020 Notice of Violation from the Hazardous Waste Bureau

“The Enforcement Watch website provides New Mexicans with transparency of our enforcement efforts across the state to protect their health, safety and our environment,” said **NMED Secretary James Kenney**. “As we integrate the Enforcement Watch into department processes, expect to see more historic data and regular additions of new and resolved cases added to the list.”

The Enforcement Watch website was launched in January 2023 to provide the public, the business community, environmental nongovernment organizations, and municipal governments with easy access to see which organizations the New Mexico Environment Department has alleged are in violation of

regulations, permits, and/or licenses administered by the Department. It is updated as new Notices of Violations are issued or past notices are resolved. Retrospective cases are added as staffing resources within programs allow. Importantly, organizations remain on the Enforcement Watch until the alleged violations are corrected to the satisfaction of the Department. The easiest way for an organization to avoid appearing on the Enforcement Watch is to stay off it in the first place by remaining in full compliance with applicable regulations. NMED encourages organizations that are unclear of their regulatory responsibilities to contact a consultant and conduct a third-party compliance audit and disclose potential violations.

NMED provides detailed compliance metrics in the Compliance Measures section of the [Quarterly Performance Report](#).

The full Enforcement Watch can be viewed at <https://www.env.nm.gov/enforcement-watch>.

###

NMED does not discriminate on the basis of race, color, national origin, disability, age or sex in the administration of its programs or activities, as required by applicable laws and regulations. NMED is responsible for coordination of compliance efforts and receipt of inquiries concerning non-discrimination requirements implemented by 40 C.F.R. Parts 5 and 7, including Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973; the Age Discrimination Act of 1975, Title IX of the Education Amendments of 1972, and Section 13 of the Federal Water Pollution Control Act Amendments of 1972. If you have any questions about this notice or any of NMED's non-discrimination programs, policies or procedures, you may contact: Kate Cardenas, Non-Discrimination Coordinator | NMED | 1190 St. Francis Dr., Suite N4050 | P.O. Box 5469 | Santa Fe, NM 87502 or (505) 827-2855 or nd.coordinator@env.nm.gov. If you believe that you have been discriminated against with respect to a NMED program or activity, you may contact the Non-Discrimination Coordinator.

###