

**NOTE:** As provided in LFC policy, this report is intended only for use by the standing finance committees of the legislature. The Legislative Finance Committee does not assume responsibility for the accuracy of the information in this report when used for other purposes.

The most recent FIR version (in HTML & Adobe PDF formats) is available on the Legislative Website. The Adobe PDF version includes all attachments, whereas the HTML version does not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

## FISCAL IMPACT REPORT

SPONSOR: Martinez DATE TYPED: 02/19/03 HB \_\_\_\_\_  
 SHORT TITLE: Community Land Grant Waste Removal SB 436  
 ANALYST: Valenzuela

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY03	FY04	FY03	FY04		
	\$600.0			Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to Appropriation in the General Appropriation Act for the Solid Waste Bureau within the Department of Environment.

### SOURCES OF INFORMATION

- *Report of the Legislative Finance Committee to the Forty-sixth Legislature, First Session, January 2003 for Fiscal Year 2003 – 2004, pp. 585 - 593.*

Department of Environment (NMED)

### SUMMARY

#### Synopsis of Bill

Senate Bill 436 appropriates \$600.0 from the general fund to Department of Environment for the purpose of removing solid waste, liquid waste and hazardous waste illegally deposited on the common lands of community land grants organized under state law.

#### Significant Issues

Illegal waste disposal has been a chronic problem throughout the state, with land grant parcels no exception. The State Land Office, last year, spent more than \$132.0 to remove 376 tons of illegally dumped trash on state trust land. The cost per acre is tremendous with the threat to public health equally a risk. Based on the State Land Office experience, the appropriation in this bill could cover the cost to remove 1,700 tons of waste. Complexity is the key variable.

NMED's Solid and Hazardous Waste Bureaus are tasked to remedy the problem of illegally dumped waste. The LFC budget recommendation increases funding to the Solid Waste Bureau by more than \$150.0 from the general fund to begin address these types of problems.

### **FISCAL IMPLICATIONS**

The appropriation of \$600.0 contained in this bill is a recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of fiscal year 2004 shall revert to the general fund.

NMED reports that it would need 10 percent of the appropriation to cover its cost for contractor oversight.

### **TECHNICAL ISSUES**

NMED reports the following issue:

Definition and identification of "common lands of community land grants organized under state law", and by extension eligibility criteria for clean up, would be required before any cleanup activities could proceed.

**MFV/sb**