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HOUSE BILL 472

**52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

INTRODUCED BY

Dennis J. Roch

AN ACT

RELATING TO BOATING; PRESCRIBING REQUIREMENTS FOR PRIVATE,  
NONCOMMERCIAL BOAT DOCKS AT CERTAIN LAKES AND RESERVOIRS IN THE  
STATE; SETTING A MAXIMUM ANNUAL FEE FOR BOAT DOCK PERMITS.

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

SECTION 1. [NEW MATERIAL] REQUIREMENTS FOR BOAT DOCKS--  
EXCEPTION.--

A. As used in this section:

(1) "boat dock" means a structure extending  
from the shore into the water to permit the landing and mooring  
of vessels and includes the anchoring system and any catwalks  
or bridges that will attach to the dock itself;

(2) "boat ramp" means a driveway protruding  
into the lake that allows boats to be launched from their  
trailers into the lake;

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1 (3) "commission" means the interstate stream  
2 commission; and

3 (4) "division" means the state parks division  
4 of the energy, minerals and natural resources department.

5 B. Private, noncommercial boat docks shall be  
6 permitted on all lakes and reservoirs that are owned by the  
7 commission and jointly managed by the commission and the  
8 division; provided that:

9 (1) each applicant for a boat dock permit  
10 shall own real property contiguous to commission fee simple  
11 property where the boat dock will be located;

12 (2) boat docks shall comply with rules  
13 promulgated by the division pertaining to the construction and  
14 maintenance of private, noncommercial boat docks;

15 (3) the division may create exceptions to the  
16 rules promulgated by the division pertaining to the  
17 construction and maintenance of private, noncommercial boat  
18 docks; provided that such exceptions do not negatively affect  
19 water quality; and

20 (4) nothing in this section shall be  
21 interpreted to allow a private boat ramp. Only those boat  
22 ramps specifically approved by the division shall be allowed.

23 C. The annual fee charged for a boat dock permit  
24 shall not exceed five hundred dollars (\$500).

25 D. The division shall promulgate rules setting

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underscored material = new  
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1     forth safety requirements to be applied to boat docks during  
2     periods of drought when docks are not floating.

3             E. Nothing in this section shall be interpreted to  
4     interfere with or supersede the primary purpose of any lake or  
5     reservoir as set forth in an interstate compact.