

LFC Requester:**Austin Davidson****AGENCY BILL ANALYSIS - 2025 REGULAR SESSION****WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO****AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov*****(Analysis must be uploaded as a PDF)*****SECTION I: GENERAL INFORMATION***{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

Date Prepared: 2/1/25 *Check all that apply:*
Bill Number: SB 22 Original Correction
 Amendment Substitute

Sponsor: Sen. Peter Wirth
Rep. Kristina Ortez
Sen. Roberto "Bobby" J. Gonzales **Agency Name and Code** Office of the State Engineer
550
Number: _____
Person Writing Analysis: Michelle Hunter
Email: Michelle.hunter@ose.nm.gov
Short Title: Water Quality & Pollution **Phone:** 505-795-4474 : _____

SECTION II: FISCAL IMPACT**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
NFI	NFI	NA	NA

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
NFI	NFI	NFI	NA	NA

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected

Total	NFI	NFI	NFI	NFI	NA	NA
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(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: N/A

Duplicates/Relates to Appropriation in the General Appropriation Act: N/A

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

This bill amendment clarifies what qualifies as “normal farming,” removes a provision that would provide that would have allowed NMED to define what “normal farming” means, adds an exemption for return flows from irrigation, and clarifies when the farming exemptions do not apply (notably, when farming activities involve the discharge of toxic pollutants, or when farming activities result in the conversion of surface waters to farmed areas).

FISCAL IMPLICATIONS

None

SIGNIFICANT ISSUES

None

PERFORMANCE IMPLICATIONS

None

ADMINISTRATIVE IMPLICATIONS

None

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Related to SB 21

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

None

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

If the amendment to the bill is not enacted the law will be less clear with respect to some of the exemptions for surface water permits.

AMENDMENTS

None