

LFC Requester:	Scott Sanchez
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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: 30 JAN 2025 *Check all that apply:*
Bill Number: SB185 Original Correction
 Amendment Substitute

Sponsor:	<u>Townsend, Ezzell, Scott, Gallegos</u>	Agency Name and Code	<u>790 – Department of Public Safety</u>
Short Title:	<u>Crime of unlawful use of underground water</u>	Number:	<u></u>
		Person Writing	<u>Randy Larcher</u>
		Phone:	<u>575-386-7712</u>
		Email:	<u>Randyt.larcher@dps.nm.gov</u>

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
NFI	NFI	N/A	N/A

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
NFI	NFI	NFI	N/A	N/A

(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	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
 Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

This bill will make it unlawful for a person to

- Sell, trade, barter, or otherwise use or appropriate underground water requiring a permit (72-12 NMSA).
 - For a use not authorized by the state engineer..
 - Without a permit
- The crime will be a fourth-degree felony with a fine of \$1000 per barrel/forty-two gallons of water sold, traded, bartered or otherwise used or appropriated.

FISCAL IMPLICATIONS

None to DPS.

SIGNIFICANT ISSUES

None to DPS.

PERFORMANCE IMPLICATIONS

None to DPS.

ADMINISTRATIVE IMPLICATIONS

None to DPS.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status Quo will remain.

AMENDMENTS

None.