

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

HOUSE BILL 444

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Delores C. Wright

AN ACT

RELATING TO WATER; PROVIDING THE FORTY-YEAR WATER PLANNING TO BE EXTENDED TO THE STATE LAND OFFICE.

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

Section 1. Section 72-1-9 NMSA 1978 (being Laws 1985, Chapter 198, Section 1, as amended) is amended to read:

"72-1-9. MUNICIPAL, COUNTY, STATE LAND OFFICE, MEMBER-OWNED COMMUNITY WATER SYSTEMS AND STATE UNIVERSITY WATER DEVELOPMENT PLANS--PRESERVATION OF MUNICIPAL, COUNTY AND STATE UNIVERSITY WATER SUPPLIES. --

A. It is recognized by the state [~~of New Mexico~~] that it promotes the public welfare and the conservation of water within the state for municipalities, counties, state universities, the state land office, member-owned community water systems, municipal water users' associations and public

underscored material = new  
[bracketed material] = delete

underscored material = new  
[bracketed material] = delete

1 utilities supplying water to municipalities or counties to  
2 plan for the reasonable development and use of water  
3 resources. The state further recognizes the state engineer's  
4 administrative policy of not allowing municipalities, member-  
5 owned community water systems, counties, the state land office  
6 and state universities to acquire and hold unused water rights  
7 in an amount greater than their reasonable needs within forty  
8 years.

9 B. Municipalities, counties, state universities,  
10 the state land office, member-owned community water systems,  
11 municipal water users' associations and public utilities  
12 supplying water to municipalities or counties shall be allowed  
13 a water use planning period not to exceed forty years, and  
14 water rights for municipalities, counties, state universities,  
15 the state land office, member-owned community water systems,  
16 municipal water users' associations and public utilities  
17 supplying water to such municipalities or counties shall be  
18 based upon a water development plan the implementation of  
19 which shall not exceed a forty-year period from the date of  
20 the application for an appropriation or a change of place or  
21 purpose of use pursuant to a water development plan or for  
22 preservation of a municipal, county, the state land office,  
23 member-owned community water system or state university water  
24 supply for reasonably projected additional needs within forty  
25 years. "

. 134828. 1