

1 SENATE BILL 594

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Ron Griggs and Carl Trujillo

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10 AN ACT

11 RELATING TO THE HAZARDOUS WASTE EMERGENCY FUND; AUTHORIZING  
12 GENERAL USES; SETTING A MINIMUM BALANCE.

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

15 SECTION 1. Section 74-4-8 NMSA 1978 (being Laws 1977,  
16 Chapter 313, Section 8, as amended) is amended to read:

17 "74-4-8. EMERGENCY FUND.--The "hazardous waste emergency  
18 fund" is created in the state treasury. This fund shall be  
19 used for cleanup of hazardous substance incidents, disposal of  
20 hazardous substances and necessary repairs to or replacement of  
21 state property and may be used for the state's share of any  
22 response action taken under the Comprehensive Environmental  
23 Response, Compensation, and Liability Act of 1980, 42 U.S.C.  
24 Sections 9601 et seq., and to improve the design and structural  
25 safety of transportation infrastructure throughout the state;

.199727.3

underscoring material = new  
~~[bracketed material] = delete~~

underscored material = new  
[bracketed material] = delete

1 provided that priority shall be given to rehabilitation of  
2 waste isolation pilot plant transportation routes. The  
3 administrative and technical expenses of maintaining an  
4 emergency response program within the [~~division~~] department  
5 shall be reimbursable on a quarterly basis from this fund. Any  
6 penalties collected by the [~~division~~] department shall be  
7 credited to this fund. Amounts in the fund shall be deposited  
8 with the state treasurer and [~~then~~] disbursed pursuant to  
9 vouchers signed by the [~~director~~] secretary or [~~his~~] the  
10 secretary's authorized representative upon warrants drawn by  
11 the secretary of finance and administration. The hazardous  
12 waste emergency fund shall be maintained at a minimum balance  
13 of one million five hundred thousand dollars (\$1,500,000)."

14 SECTION 2. EFFECTIVE DATE.--The effective date of the  
15 provisions of this act is July 1, 2015.