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AN ACT
RELATING TO ENVIRONMENTAL IMPROVEMENT; PROHIBITING FALSE
STATEMENTS TO THE DEPARTMENT OF ENVIRONMENT BY AN OWNER OR
OPERATOR OF A PUBLIC WATER SYSTEM; PROVIDING CRIMINAL
PENALTIES.

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

SECTION 1. A new section of the Environmental
Improvement Act is enacted to read:

"FALSE STATEMENTS TO THE DEPARTMENT--PENALTIES.--

A. It is unlawful for an owner or operator of a
public water system subject to the Environmental Improvement
Act and applicable rules or an owner's or operator's agent
to:

(1) knowingly make a false statement,
representation, certification or omission of fact material to
the protection of public health as related to a public water
system in an application, record, report, plan or other
document filed with or submitted to the department, or
required by rule to be maintained by an owner or operator of
a public water system;

(2) knowingly falsify, tamper with or render
inaccurate any device, method or record to be relied upon by
the department to monitor or track information related to a
public water system;

1 (3) knowingly falsify or conceal a fact
2 material to the protection of public health as related to a
3 public water system; or

4 (4) make or use a document with the
5 knowledge that the document contains false statements or
6 representations material to the protection of public health
7 as related to a public water system.

8 B. A person who violates or knowingly causes or
9 allows another person to violate Subsection A of this section
10 is guilty of a misdemeanor and shall be sentenced in

11 accordance with the provisions of Section 31-19-1 NMSA 1978." = HB 142

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