



CERTIFIED MAIL - RETURN RECEIPT REQUIRED

June 3, 2026

James Lucero
Facilities Manager
Dan C. Trigg Memorial Hospital
301 E. Miel De Luna Ave.
Tucumcari, NM 88401

**RE: NOTICE OF VIOLATION
DAN C TRIGG HOSP
EPA ID# NMD982550600**

Dear James Lucero:

On March 31, 2026, the New Mexico Environment Department ("NMED") conducted a hazardous waste Compliance Evaluation Inspection ("Inspection") at Dan C. Trigg Memorial Hospital ("DCTMH"), located at 301 E. Miel de Luna Ave., Tucumcari, New Mexico. Dan C. Trigg Memorial Hospital is a regional medical center, providing basic, emergency and some specialty medical services. Hazardous and universal waste is generated from pharmaceutical and facility maintenance processes.

Based on observations and review of the information obtained, NMED has determined that DCTMH is a Very Small Quantity Generator ("VSQG") of hazardous waste as defined in 40 Code of Federal Regulations ("CFR") 262.13. Furthermore, NMED has determined that DCTMH has violated the New Mexico Hazardous Waste Management Regulations ("HWMR") 20.4.1 New Mexico Administrative Code ("NMAC") as specified below.

NMED inspectors observed the following violation:

1. Failure to pay Hazardous Waste Generator Fees. Specifically, Very Small Quantity Generator fees for calendar years 2022, 2024 and Large Quantity Generator fees for calendar year 2023 had not been paid at the time of inspection. Additionally, the facility was unable to provide record of fee payments for these years. This is a violation of 20.4.3.500 NMAC.

Corrective Action: Please note a new payment portal has been brought into service since the date of our exit conference. Please refer to the HWB C&E Program Form on NMED's website at <https://www.env.nm.gov/hazardous-waste/hwb-ce-program-form/>.

Please use the form for calculation of fees including late fees and submitting your information. Once the form is filled out and submitted, an invoice will be created and sent to the entered email address for final payment. The form needs to be filled out and submitted for each calendar year in which generator fees are or were due.

NMED is requesting that DCTHM provide NMED within thirty (30) days of receipt of this letter a written description of the actions taken by DCTHM to address the violations described above or a schedule for implementation of corrective actions not yet completed.

This Notice of Violation is considered an informal enforcement response in accordance with NMED's Enforcement Response Protocol. Please be aware that failure to address the above violations and any future substantial deviations from regulatory requirements may result in DCTHM being considered for an elevated enforcement action. Please note that your facility will appear on the Department's Enforcement Watch as a result of this NOV (see: <https://www.env.nm.gov/enforcement-watch/>). Further, the Department will issue a press release to local media highlighting your facility as appearing on this webpage. Your facility will remain on the Enforcement Watch website as an active matter until this matter is fully resolved. Also, be aware that any corrective action taken during our Inspection, or in response to this letter, does not relieve DCTHM of its obligation to comply with any and all other applicable laws and regulations.

Pursuant to the NMED Delegation Order dated June 23, 2025 the Cabinet Secretary has delegated the authority to issue Notices of Violation under the Hazardous Waste Act and HWMRs to the Chief of the Resource Protection Compliance and Enforcement Bureau. If you have any questions regarding this letter, please contact Ernesto Perea of my staff at (505) 670-9424 or by email at Ernesto.Perea@env.nm.gov. Please address any written response to the attention of Ernesto Perea at the address on the letterhead.

Sincerely,

Kyle Staggs
Chief
Resource Protection Compliance and Enforcement Bureau

KS: ep

cc: Ernesto Perea, NMED RPCEB
Neil Dolly, NMED RPCEB
Aaron Coffman, NMED RPCEB
Damon Reyes, NMED District I Manager

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