



# 1. Public Involvement Plan (PIP) Overview

The New Mexico Environment Department (“NMED” or “Department”), Petroleum Storage Tank Bureau (“PSTB” or “Bureau”) developed this Public Involvement Plan (“PIP”) to provide public participation opportunities and information that may be needed for the public to understand and comply with the July 2021 regulation deadlines in 20.5 NMAC, the Petroleum Storage Tank regulations.

This PIP integrates information about the people of the state and identifies resources needed by PSTB to incorporate community outreach activities into the decision-making process for the understanding and implementation of rule changes and updates for statewide use. The PIP identifies the Department staff and resources needed to accomplish these activities. The PSTB will follow this PIP, which includes the applicable policy, regulatory, and statutory public participation requirements.

In developing this PIP, community participation needs were assessed to ensure appropriate promotion of public outreach is conducted by identifying whether there is a combination of environmental and demographic factors (i.e., low-income community, minority community, limited English speaking households, etc.) that may affect public participation (refer to Element 4 of this PIP). This assessment identifies community outreach needs and provides for public access opportunities above and beyond statutorily mandated requirements and underscores the provision of adequate public access to information about the July 2021 regulation deadlines in 20.5 NMAC.

As much as possible, public participation and informational activities will be held within the timelines outlined in the table below. This timeline is tentative and subject to change; activities subject to statutory or regulatory deadlines are noted.

The state of New Mexico is a bilingual state, and it has a relatively large community of Spanish speakers. Therefore, the PSTB will provide public notice information in both English and Spanish.

As deemed necessary based on knowledge of the statewide community or requests from the public, arrangements may be made for additional translation or interpretation services. At any time during the planning process, the Final Rulemaking change/planning and relevant documents may be reviewed at the repositories listed.

More detailed information about planned PSTB outreach is available in this PIP.

<b>Activity</b>	<b>Dates</b>
Posting of PIP ( PSTB website and office)	May 7, 2021
Public Comment Period for PIP	Ongoing
Public notice of public meetings posted on the PSTB website and on the NMED public and internal Trumba calendar	April 23 -April 29, 2021 and TBD for second round of presentations
Public notice of meetings published in Albuquerque Journal	May 1, 2021
Public notice of meetings published in Las Cruces Sun-News	May 1, 2021
Public notice of meetings published in Santa Fe New Mexican	May 4, 2021
E-blasts	April 29, May 6, possibly May 9, 2021 and TBD
PIP Revision	As necessary
Posting of Revised PIP	As necessary
Public Outreach Meeting – Requirements for Underground Storage Tanks	May 10, 2021: 9 – 10:30am <b><i>(virtual webex meeting – online)</i></b>
Public Outreach Meeting – Requirements for Aboveground Storage Tanks	May 10, 2021: 2 – 3:30pm <b><i>(virtual webex meeting – online)</i></b>
Public Outreach Meeting – Requirements for Underground Storage Tanks	May 11, 2021: 5:30 – 7pm (focused on installers and testers) <b><i>(virtual webex meeting – online)</i></b>
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Public Outreach Meeting – Requirements for Airport Hydrant System USTs, USTs with Field-Constructed Tanks, Hybrid Storage Tank Systems	May 18, 2021: 9 – 10:30am <b><i>(virtual webex meeting – online)</i></b>
Public Outreach Meeting – Requirements for Aboveground Storage Tanks	July 13, 2021: 2 – 3:30pm <b><i>(virtual Zoom meeting – online)</i></b>
Public Outreach Meeting – Requirements for Airport Hydrant System USTs, USTs with Field-Constructed Tanks, Hybrid Storage Tank Systems	July 14, 2021: 9 – 10:30am <b><i>(virtual Zoom meeting – online)</i></b>
Public Outreach Meeting – Requirements for Underground Storage Tanks	July 15, 2021: 2 – 3:30pm <b><i>(virtual Zoom meeting – online)</i></b>
Effective Date of new Rules & Regulations	July 24, 2021

## 2. Contacts

The Bureau contact for outreach for the July 24, 2021 regulation deadlines is:

Bonney Hughes  
Petroleum Storage Tank Bureau  
Rodeo Park Drive East, Building 1  
Santa Fe, NM 87505  
Phone: (505) 372-8336  
Fax: (505) 476-4374  
Email: [bonney.hughes@state.nm.us](mailto:bonney.hughes@state.nm.us)

### ***Non-English Language Speaker Assistance and Accommodations***

The Bureau will include information about how non-English speakers or readers may call the PSTB contact listed in this PIP and request language assistance services, such as an interpreter, so they can learn more about the planning process. Services may be arranged for translation of documents, for interpreters, and for obtaining services for persons with disabilities. A phone-based interpretation service is available for languages other than English.

Persons requiring non-English Language Speaker Assistance, assistance for an interpreter or auxiliary aid (e.g., accommodations for persons who are disabled) to participate in the planning process will be directed to the PSTB contact listed above, and if possible, allow at least 14 days prior to the event for which they require assistance or the end of the comment review period.

The New Mexico Relay Network numbers will also be provided in public notices for the hearing or speech impaired: 1-800-659-1779 (voice) and 1-800-659-8331 (TTY users)

### ***Department Websites***

Public notices and outreach materials will include links to the following:

Websites: New Mexico Environment Department - <https://www.env.nm.gov/>  
Petroleum Storage Tank Bureau - [https://www.env.nm.gov/petroleum\\_storage\\_tank/](https://www.env.nm.gov/petroleum_storage_tank/)

Helpful brochures to explain many requirements of the regulations are available at:  
[https://www.env.nm.gov/petroleum\\_storage\\_tank/guidance-documents-ast-and-ust/](https://www.env.nm.gov/petroleum_storage_tank/guidance-documents-ast-and-ust/)

For tank owners, operators, etc. to locate their tank inspector:  
<https://cloud.env.nm.gov/waste/pages/view.php?ref=10632&k=fa934e9692>.

Link to petroleum storage tank regulations:  
[https://www.env.nm.gov/petroleum\\_storage\\_tank/proposed-regulation-revisions/](https://www.env.nm.gov/petroleum_storage_tank/proposed-regulation-revisions/)

### **3. Regulatory Background for Public Participation**

There are existing federal and state laws governing the management of petroleum hydrocarbons. At a minimum, the public participation process for New Mexico's Petroleum Storage Tank Bureau consists of the following:

- Providing the public with the information and assistance necessary for meaningful involvement;
- Providing a central location of reports, studies, plans, and other documents;
- Maintaining a list of affected or interested parties and stakeholders; and
- Notifying stakeholders in a timely fashion prior to consideration of major decisions.

The United States Congress enacted the Resource Conservation and Recovery Act (RCRA), an amendment to the Solid Waste Disposal Act, in 1976 to ensure safe management and disposal of household, municipal and industrial waste generated nationwide. 42 U.S.C. § 6901 *et. seq.*, 42 U.S.C. § 6921 *et. seq.*

In 1984, Congress added Subtitle I to the Solid Waste Disposal Act, which required the U.S. Environmental Protection Agency ("EPA") to develop a comprehensive regulatory program for Underground Storage Tank ("UST") systems storing petroleum or certain hazardous substances to protect the environment and human health from UST releases. 42 U.S.C. § 6991 *et. seq.* In 1988, the EPA promulgated the UST regulations (40 CFR Part 280) and the regulations for state program approval ("SPA") (40 CFR Part 281). SPA delegates the primary responsibility of implementing the federal UST program to individual states in lieu of the EPA. NMED PSTB currently has SPA from EPA.

New Mexico's Petroleum Storage Tank regulations, 20.5 NMAC, are promulgated pursuant to the provisions of the Hazardous Waste Act, Sections 74-4-1 through 74-4-14 NMSA 1978; the Ground Water Protection Act, Sections 74-6B-1 through 74-6B-14 NMSA 1978; and the general provisions of the Environmental Improvement Act, Sections 74-1-1 through 74-1-17 NMSA 1978.

No known laws or regulations require the outreach covered by this PIP. The Bureau is providing for public participation in addition to what is required by law.

### **4. Affected Communities and Stakeholders**

To provide for adequate public participation opportunities and meaningful involvement of persons in the planning process and to address potential or existing environmental justice areas, the affected communities must first be identified, informed about proposed environmental actions affecting the community, and invited to share their comments and concerns. The EJSCREEN tool developed by the U.S. Environmental Protection Agency (EPA) helps identify communities that are low income and minority populations that may benefit from a variety of

approaches for notification and outreach communication. This information is used to help encourage the community's involvement in the public process for environmental activities or actions. In this case, the activity is public outreach for July deadlines for regulations taking effect.

Using the results of the EJSCREEN ACS Summary Report for New Mexico (see Attachment 1), there are 775,651 households in New Mexico (i.e., affected community). Sixty-two percent of the affected community are people of color, with Hispanic people accounting for 49%. Non-Hispanic people of color make up 14% of the affected community, including 2% Black people, 9% American Indian people, 1% Asian people, and 2% people reporting two or more races (percentages don't add up to total due to rounding.). Thirty-five percent of people in New Mexico communicate in a language other than English at home. The percent of linguistically isolated households is 5%. The per capita income for the affected community is \$26,085 as compared to the national per capita income of \$32,621. These results indicate that for the affected community, the percentage of Spanish language communication (27 percent) is considerable (i.e., twice the national percentage of 13.5%<sup>1</sup>). Additionally, the EJ Screen report indicates that of the linguistically isolated households in the affected area, 83% speak Spanish.

It is important for the PSTB to consider the linguistic and communication needs of the affected community when providing notices related to this public involvement plan. Based on the EJSCREEN results and the Limited English Proficiency ("LEP") analysis (see Attachment 2), the PSTB will provide the same information in English and Spanish when conducting public outreach and participation activities and when providing public notices and other announcements (legal ads, e-blasts, etc.) for the Public Involvement Plan for Outreach for July 2021 Regulation Deadlines. The PSTB will strive to make public participation efforts as inclusive as possible within the PSTB budget and time limitations.

For example, as much as possible, mass communication methods will be used in addition to public notices in appropriate newspapers or mailings, as many residents in the affected community may not have regular access to newspapers or daily postal service. For example, e-blasts will be sent to reach as many of the intended audience as possible, and inspectors will contact individual tank owners, operators, and others.

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<sup>1</sup> <https://data.census.gov/cedsci/table?q=Language%20Use%202014-2018&tid=ACSST1Y2018.S1601>

## 5. Detailed Public Participation and Outreach Activities for Public Involvement Plan for Outreach for July 2021 Regulation Deadlines

The PSTB will conduct the following outreach activities:

- Email notices (E-blast)
- Newspaper publication in the Albuquerque Journal, Las Cruces Sun-News, and Santa Fe New Mexican
- Bureau and Department websites

The PSTB maintains an email list that includes individuals interested in Bureau activities as well as members of the regulated public (tank owner and operators) who have provided us their email address as requested and persons who regularly do business with the PSTB. Interested persons may subscribe to an email list to receive email.

Public notices that are published in state and local newspapers will be published in English and Spanish in the Albuquerque Journal, which is the newspaper of general circulation; the Las Cruces Sun-News; and the Santa Fe New Mexican. There are no Spanish language newspapers of general circulation in New Mexico.

Albuquerque Journal:

<https://www.abqjournal.com/>

Las Cruces Sun-News:

<https://www.lcsun-news.com/>

Santa Fe New Mexican

<http://www.santafenewmexican.com/>

**Electronic Posting of Public Notice:** The PSTB will post the public notice and the PIP on the PSTB's portion of NMED's website ([https://www.env.nm.gov/petroleum\\_storage\\_tank/reports-and-lists/](https://www.env.nm.gov/petroleum_storage_tank/reports-and-lists/)). Electronically-posted notices will be provided in English and Spanish.

**Language Assistance Services:** Non-English speakers or readers will be directed in notices to call the PSTB contact listed in this PIP and request language assistance services, such as an interpreter, so they can learn more about the planning process. Services may be arranged by the PSTB for translation of documents, for interpreters, and for obtaining services for persons with disabilities. A phone-based interpretation service is available to the PSTB for speakers of languages other than English.

## 6. Planned Public Meetings – Dates, Times and Locations

<p>Public Outreach Meeting – Requirements for Underground Storage Tanks</p>	<p>May 10, 2021: 9 – 10:30am  <b>(virtual webex meeting – online)</b>            Link to register for and join this meeting by computer or phone: <a href="https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m4352f1981a85c422cd2f413edfbc18f8">https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m4352f1981a85c422cd2f413edfbc18f8</a></p>
<p>Public Outreach Meeting – Requirements for Aboveground Storage Tanks</p>	<p>May 10, 2021: 2 – 3:30pm  <b>(virtual webex meeting – online)</b>            Link to register for and join this meeting by computer or phone: <a href="https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m5ac8e0521cae9bd09db3952a5418243b">https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m5ac8e0521cae9bd09db3952a5418243b</a></p>
<p>Public Outreach Meeting – Requirements for Underground Storage Tanks</p>	<p>May 11, 2021: 5:30 – 7pm            (focused on installers and testers)  <b>(virtual webex meeting – online)</b>            Link to register for and join this meeting by computer or phone: <a href="https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m7c3d4faaac77cc2e2e51910c29f31731">https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m7c3d4faaac77cc2e2e51910c29f31731</a></p>
<p>Public Outreach Meeting – Requirements for Aboveground Storage Tanks</p>	<p>May 12, 2021: 9 – 10:30am  <b>(virtual webex meeting – online)</b>            Link to register for and join this meeting by computer or phone: <a href="https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m00d3c5d6425ebb13d4613dfa3885f7aa">https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m00d3c5d6425ebb13d4613dfa3885f7aa</a></p>
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<p>Public Outreach Meeting – Requirements for Aboveground Storage Tanks</p>	<p>May 13, 2021: 5:30 – 7pm            (focused on installers and testers)  <b>(virtual webex meeting – online)</b>            Link to register for and join this meeting by computer or phone: <a href="https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m140b660c6cd04216d6d1c25d136e289d">https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=m140b660c6cd04216d6d1c25d136e289d</a></p>

<p>Public Outreach Meeting – Requirements for Airport Hydrant System USTs, USTs with Field-Constructed Tanks, Hybrid Storage Tank Systems</p>	<p>May 18, 2021: 9 – 10:30am  <b>(virtual webex meeting – online)</b>  Link to register for and join this meeting by computer or phone: <a href="https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=md8883fa4d0f93cc722ba52b36f7a7092">https://nmev-pstb.webex.com/nmev-pstb/j.php?MTID=md8883fa4d0f93cc722ba52b36f7a7092</a></p>
<p>Public Outreach Meeting – Requirements for Aboveground Storage Tanks</p>	<p>July 13, 2021: 2 – 3:30pm  <b>(virtual Zoom meeting – online)</b>  Join Zoom Meeting:  <a href="https://zoom.us/j/99828289257?pwd=aGp3T3l1L1pTGdyeDNQRjJSLzhiQT09">https://zoom.us/j/99828289257?pwd=aGp3T3l1L1pTGdyeDNQRjJSLzhiQT09</a></p>
<p>Public Outreach Meeting – Requirements for Airport Hydrant Systems USTs, USTs with Field-Constructed Tanks, Hybrid Storage Tank Systems</p>	<p>July 14, 2021: 9 – 10:30am  <b>(virtual Zoom meeting – online)</b>  Join Zoom Meeting:  <a href="https://zoom.us/j/96620647100?pwd=cnVKS09MSVJqclJ5YndwU01pZ05Mdz09">https://zoom.us/j/96620647100?pwd=cnVKS09MSVJqclJ5YndwU01pZ05Mdz09</a></p>
<p>Public Outreach Meeting – Requirements for Underground Storage Tanks</p>	<p>July 15, 2021: 2 – 3:30pm  (focused on installers and testers)  <b>(virtual Zoom meeting – online)</b>  Join Zoom Meeting:  <a href="https://zoom.us/j/92001786441?pwd=NWwzT1BMYOFxeGIXak4wSOMyRGI0dz09">https://zoom.us/j/92001786441?pwd=NWwzT1BMYOFxeGIXak4wSOMyRGI0dz09</a></p>

## 7. Other Outreach

Staff of the Prevention-Inspection Program will contact individual tank owners, operators, and other interested parties and encourage them to attend.

***Attachment 1: Preliminary Screening (EJSCREEN)***

## Public Outreach Preliminary Screen (EJSCREEN)

Location: New Mexico

Total population of New Mexico*:	2,092,434
Total population age 5+ years, New Mexico*:	1,964,077
Number of households in New Mexico*:	775,651
Per capita income, New Mexico*:	\$26,085
Per capita income, USA***:	\$32,621
Percent people of color population in New Mexico*:	62%
Percent people of color population by race in New Mexico*:	
Hispanic:	49%
Black Alone:	2%
American Indian Alone:	9%
Non-Hispanic Asian Alone:	1%
Pacific Islander Alone:	0%
Other Race Alone:	0%
Two or More Races Alone:	2%
Sum:	63%
Percent linguistically isolated households in New Mexico**:	5%
Percent linguistically isolated households by language in New Mexico:	
Spanish:	83%
Other Indo-European languages:	3%
Other Asian-Pacific Island languages:	4%
Other languages:	11%
Sum:	101%
Population age 5+ yrs. speaking English "less than very well" in New Mexico*:	9%
Population age 5+ yrs. Speaking English "less than very well" in the US****:	9%

\*: From EJSCREEN ACS Summary Report

\*\* 41,207 linguistically isolated households / 775,651 total households X 100 = % linguistically isolated households.

\*\*\*from <https://www.indexmundi.com/facts/united-states/quick-facts/all-states/income-per-capita#map>

\*\*\*\*from chart downloaded from <https://www.census.gov/data/tables/2013/demo/2009-2013-lang-tables.html>

Detail may not sum to total due to rounding.



# EJSCREEN ACS Summary Report



Location: New Mexico

Ring (buffer):

Description:

Summary of ACS Estimates		2014 - 2018	
Population		2,092,434	
Population Density (per sq. mile)		17	
People of Color Population		1,304,126	
% People of Color Population		62%	
Households		775,651	
Housing Units		932,818	
Housing Units Built Before 1950		79,960	
Per Capita Income		26,085	
Land Area (sq. miles) (Source: SF1)		121,311.88	
% Land Area		100%	
Water Area (sq. miles) (Source: SF1)		281.38	
% Water Area		0%	

  

	2014 - 2018 ACS Estimates	Percent	MOE (±)
<b>Population by Race</b>			
Total	2,092,434	100%	0
Population Reporting One Race	2,024,926	97%	14,599
White	1,558,886	75%	5,209
Black	43,006	2%	1,312
American Indian	199,896	10%	1,672
Asian	31,513	2%	1,132
Pacific Islander	1,514	0%	339
Some Other Race	190,111	9%	4,935
Population Reporting Two or More Races	67,508	3%	2,907
Total Hispanic Population	1,015,751	49%	0
Total Non-Hispanic Population	1,076,683		
White Alone	788,308	38%	639
Black Alone	38,016	2%	1,067
American Indian Alone	183,408	9%	1,162
Non-Hispanic Asian Alone	29,571	1%	1,019
Pacific Islander Alone	1,046	0%	227
Other Race Alone	4,056	0%	640
Two or More Races Alone	32,278	2%	1,896
<b>Population by Sex</b>			
Male	1,035,850	50%	702
Female	1,056,584	50%	702
<b>Population by Age</b>			
Age 0-4	128,357	6%	491
Age 0-17	494,164	24%	3,035
Age 18+	1,598,270	76%	5,814
Age 65+	341,515	16%	3,335

Data Note: Detail may not sum to totals due to rounding. Hispanic population can be of any race.  
 N/A means not available. Source: U.S. Census Bureau, American Community Survey (ACS) 2014 - 2018



# EJSCREEN ACS Summary Report



Location: New Mexico  
 Ring (buffer):  
 Description:

	2014 - 2018 ACS Estimates	Percent	MOE (±)
<b>Population 25+ by Educational Attainment</b>			
Total	1,394,280	100%	951
Less than 9th Grade	86,723	6%	2,279
9th - 12th Grade, No Diploma	118,835	9%	2,807
High School Graduate	368,487	26%	4,109
Some College, No Degree	442,039	32%	5,070
Associate Degree	114,664	8%	2,546
Bachelor's Degree or more	378,196	27%	4,084
<b>Population Age 5+ Years by Ability to Speak English</b>			
Total	1,964,077	100%	369
Speak only English	1,281,412	65%	6,065
Non-English at Home <sup>1+2+3+4</sup>	682,665	35%	5,964
<sup>2</sup> Speak English "very well"	507,139	26%	5,531
<sup>2</sup> Speak English "well"	89,285	5%	2,638
<sup>3</sup> Speak English "not well"	56,740	3%	1,981
<sup>4</sup> Speak English "not at all"	29,501	2%	1,600
<sup>3+4</sup> Speak English "less than well"	86,241	4%	2,547
<sup>2+3+4</sup> Speak English "less than very well"	175,526	9%	3,667
<b>Linguistically Isolated Households*</b>			
Total	41,207	100%	1,262
Speak Spanish	34,144	83%	1,167
Speak Other Indo-European Languages	1,204	3%	215
Speak Asian-Pacific Island Languages	1,523	4%	270
Speak Other Languages	4,336	11%	333
<b>Households by Household Income</b>			
Household Income Base	775,651	100%	3,254
< \$15,000	118,026	15%	2,278
\$15,000 - \$25,000	92,760	12%	2,330
\$25,000 - \$50,000	189,804	24%	3,033
\$50,000 - \$75,000	134,481	17%	2,540
\$75,000 +	240,580	31%	3,176
<b>Occupied Housing Units by Tenure</b>			
Total	775,651	100%	3,254
Owner Occupied	524,242	68%	3,787
Renter Occupied	251,409	32%	2,841
<b>Employed Population Age 16+ Years</b>			
Total	1,655,769	100%	1,051
In Labor Force	960,566	58%	4,009
Civilian Unemployed in Labor Force	68,370	4%	1,779
Not In Labor Force	695,203	42%	4,033

**Data Note:** Detail may not sum to totals due to rounding. Hispanic population can be of anyrace.

N/A means not available. Source: U.S. Census Bureau, American Community Survey (ACS)

\*Households in which no one 14 and over speaks English "very well" or speaks English only.



## ***Attachment 2: Limited English Proficiency Assessment***

## Limited English Proficiency ("LEP") Assessment

Location: New Mexico (entire state)

Date: May 7, 2021

### Factor 1: Number and Proportion of LEP Individuals Eligible to be Served or Likely to be Encountered in Community of Concern

Percent linguistically isolated households in New Mexico*:	5%
Percent linguistically isolated households by language in New Mexico*:	
Spanish:	83%
Other Indo-European languages:	3%
Other Asian-Pacific Island languages:	4%
Other languages:	11%
<i>Sum:</i>	101%
Percent linguistically isolated population, New Mexico*:	9%
Percent linguistically isolated population, USA**:	9%
Population age 5+ yrs speaking English "less than very well" within 4-mile radius*:	8%

\*: From "EJSCREEN ACS Report"

\*\*from chart downloaded from <https://www.census.gov/data/tables/2013/demo/2009-2013-lang-tables.html>

Detail may not sum to total due to rounding

#### **Conclusions:**

- 1) Proportion of LEP persons (i.e., speaking English "less than very well") in New Mexico is the same as the national proportion.
- 2) Spanish is the primary non-English language spoken by LEP persons.
- 3) Historical participation: Participation in outreach related to regulations in New Mexico by LEP persons has been infrequent.

### Factor 2: Frequency with which LEP Individuals Come in Contact with the Program

#### **Frequency Assessment ("frequent" / "occasional" / "not frequent")**

Not frequent

Past public participation has been infrequent in response to notices of presentations related to petroleum storage tank regulations.

**Factor 3: Nature or Importance of the Activity or Service Provided by the Program**

The outreach activities for July 2021 Regulation Deadlines described in this PIP are voluntary.

These outreach activities are deemed by the PSTB to be “important” to NMED, the affected community, and the State of New Mexico because they are designed to enhance understanding of and compliance with New Mexico’s Petroleum Storage Tank Regulations, 20.5 NMAC. High rates of compliance with 20.5 NMAC will ensure protection of public health, welfare, and the environment. High rates of compliance with 20.5 NMAC are important to the affected community because low rates of compliance can adversely affect the quality of life of people living in the vicinity of a petroleum storage tank site or facility. High rates of compliance with 20.5 NMAC are important to the State of New Mexico because they ensure that petroleum tank sites and facilities will have a limited impact on the State’s vital groundwater resources.

**Factor 4: Resources Available to NMED and Associated Costs**

In accordance with Bureau policy, the PSTB posts notices, publishes legal ads, and sends e-blasts related to public presentations in both English and Spanish and utilizes the services of a certified translator for translation. This translation cost is included in the Bureau’s annual budget requests. As the need for additional translation/interpretation services has typically been limited, the PSTB is able to provide these additional services within budgetary constraints.

**LEP Services Plan**

The PSTB plans to provide notices, publish legal ads, and send e-blasts in both English and Spanish, which is consistent with Bureau practice and is appropriate based on the LEP analysis, as the majority of the LEP population speaks Spanish. The PSTB will provide further LEP services as requested.