

EXTENSION GRANTED UNTIL NOVEMBER 15, 2017

Form **990****Return of Organization Exempt From Income Tax**

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

OMB No. 1545-0047

**2016**

Open to Public Inspection

Department of the Treasury  
Internal Revenue Service

- ▶ Do not enter social security numbers on this form as it may be made public.  
▶ Information about Form 990 and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

**A** For the 2016 calendar year, or tax year beginning and ending**B** Check if applicable:

- ☐ Address change  
☐ Name change  
☐ Initial return  
☐ Final return/terminated  
☐ Amended return  
☐ Application pending

**C** Name of organization

NEW MEXICO ENVIRONMENTAL LAW CENTER

Doing business as

Number and street (or P.O. box if mail is not delivered to street address)

1405 LUISA STREET #5

Room/suite

City or town, state or province, country, and ZIP or foreign postal code

SANTA FE, NM 87505

**F** Name and address of principal officer: DOUGLAS MEIKLEJOHN

1405 LUISA STREET #5, SANTA FE, NM 87505

**D** Employer identification number

85-0360664

**E** Telephone number

505-989-9022

**G** Gross receipts \$ 806,986.**H(a)** Is this a group return for subordinates? ☐ Yes ☒ No**H(b)** Are all subordinates included? ☐ Yes ☐ No

If "No," attach a list. (see instructions)

**H(c)** Group exemption number ▶**I** Tax-exempt status: ☒ 501(c)(3) ☐ 501(c)( ) (insert no.) ☐ 4947(a)(1) or ☐ 527**J** Website: ▶ NMENVIRIOLAW.ORG**K** Form of organization: ☒ Corporation ☐ Trust ☐ Association ☐ Other ▶**L** Year of formation: 1987 **M** State of legal domicile: NM**Part I Summary**

Activities & Governance	<b>1</b>	Briefly describe the organization's mission or most significant activities: ENVIRONMENTAL PROTECTION.		
	<b>2</b>	Check this box <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its net assets.		
	<b>3</b>	Number of voting members of the governing body (Part VI, line 1a)	3	15
	<b>4</b>	Number of independent voting members of the governing body (Part VI, line 1b)	4	15
	<b>5</b>	Total number of individuals employed in calendar year 2016 (Part V, line 2a)	5	8
	<b>6</b>	Total number of volunteers (estimate if necessary)	6	25
		<b>7a</b>	Total unrelated business revenue from Part VIII, column (C), line 12	7a
<b>7b</b>		Net unrelated business taxable income from Form 990-T, line 34	7b	0.
Revenue	<b>8</b>	Contributions and grants (Part VIII, line 1h)	Prior Year 1,165,773.	Current Year 760,122.
	<b>9</b>	Program service revenue (Part VIII, line 2g)	2,050.	43,059.
	<b>10</b>	Investment income (Part VIII, column (A), lines 3, 4, and 7d)	2,277.	1,913.
	<b>11</b>	Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	21,351.	1,892.
	<b>12</b>	Total revenue - add lines 8 through 11 (must equal Part VIII, column (A), line 12)	1,191,451.	806,986.
	Expenses	<b>13</b>	Grants and similar amounts paid (Part IX, column (A), lines 1-3)	0.
<b>14</b>		Benefits paid to or for members (Part IX, column (A), line 4)	0.	0.
<b>15</b>		Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)	663,437.	692,545.
<b>16a</b>		Professional fundraising fees (Part IX, column (A), line 11e)	0.	0.
<b>b</b>		Total fundraising expenses (Part IX, column (D), line 25) ▶ 138,007.		
<b>17</b>		Other expenses (Part IX, column (A), lines 11a-11d, 11f-24e)	221,954.	221,014.
Net Assets or Fund Balances	<b>18</b>	Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)	885,391.	913,559.
	<b>19</b>	Revenue less expenses. Subtract line 18 from line 12	306,060.	-106,573.
	<b>20</b>	Total assets (Part X, line 16)	Beginning of Current Year 1,240,174.	End of Year 1,130,684.
<b>21</b>	Total liabilities (Part X, line 26)	70,452.	59,516.	
<b>22</b>	Net assets or fund balances. Subtract line 21 from line 20	1,169,722.	1,071,168.	

**Part II Signature Block**

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

**Sign Here** ▶ Signature of officer: *Douglas Meiklejohn* Date: 10/26/17  
 ▶ DOUGLAS MEIKLEJOHN, EXECUTIVE DIRECTOR  
 Type or print name and title

**Paid Preparer Use Only**  
 Print/Type preparer's name: MICHAEL D. SWAIN, CPA  
 Preparer's signature: *Michael Swain, CPA* Date: 10-25-17  
 Check if self-employed ☐ PTIN: P00120406  
 Firm's name: SWAIN & GRIECO, LLC Firm's EIN: 85-0455053  
 Firm's address: 2050 BOTULPH ROAD, SUITE A  
 SANTA FE, NM 87505 Phone no. (505) 988-3770

May the IRS discuss this return with the preparer shown above? (see instructions) ☒ Yes ☐ No

**Part III** Statement of Program Service AccomplishmentsCheck if Schedule O contains a response or note to any line in this Part III ☐

- 1 Briefly describe the organization's mission:

ENVIRONMENTAL PROTECTION.

- 2 Did the organization undertake any significant program services during the year which were not listed on the prior Form 990 or 990-EZ?
- ☐
- Yes
- ☒
- No

If "Yes," describe these new services on Schedule O.

- 3 Did the organization cease conducting, or make significant changes in how it conducts, any program services?
- ☐
- Yes
- ☒
- No

If "Yes," describe these changes on Schedule O.

- 4 Describe the organization's program service accomplishments for each of its three largest program services, as measured by expenses. Section 501(c)(3) and 501(c)(4) organizations are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported.

4a (Code: ) (Expenses \$ 707,995. including grants of \$ ) (Revenue \$ 44,951.)  
 NEW MEXICO ENVIRONMENTAL LAW CENTER IS A NON-PROFIT, PUBLIC INTEREST  
 LAW FIRM THAT PROVIDES FREE AND LOW-COST LEGAL SERVICES ON  
 ENVIRONMENTAL MATTERS THROUGHOUT NEW MEXICO. FOUNDED IN 1987, THE LAW  
 CENTER WORKS WITH COMMUNITY GROUPS, NEIGHBORHOOD ASSOCIATIONS,  
 ENVIRONMENTAL ORGANIZATIONS, TRIBES AND PUEBLOS, SEEKING TO PROTECT THE  
 ENVIRONMENT. THE LAW CENTER'S MISSION IS TO PROTECT NEW MEXICO'S HUMAN  
 AND NATURAL ENVIRONMENT AND ACHIEVE ENVIRONMENTAL JUSTICE FOR NEW  
 MEXICO'S COMMUNITIES THROUGH LEGAL REPRESENTATION, POLICY ADVOCACY AND  
 PUBLIC EDUCATION. THE MAIN PROGRAMS ARE COMMUNITY REPRESENTATION AND  
 NATIVE AMERICAN COMMUNITY REPRESENTATION. SEE ATTACHED STATEMENT FOR  
 STATUS OF CASES IN LITIGATION.

4b (Code: ) (Expenses \$ including grants of \$ ) (Revenue \$ )

4c (Code: ) (Expenses \$ including grants of \$ ) (Revenue \$ )

- 4d Other program services (Describe in Schedule O.)

(Expenses \$ including grants of \$ ) (Revenue \$ )

4e Total program service expenses  707,995.

Form 990 (2016)



**Part IV Checklist of Required Schedules**

	Yes	No
1 Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? If "Yes," complete Schedule A	X	
2 Is the organization required to complete Schedule B, Schedule of Contributors?	X	
3 Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I		X
4 <b>Section 501(c)(3) organizations.</b> Did the organization engage in lobbying activities, or have a section 501(h) election in effect during the tax year? If "Yes," complete Schedule C, Part II	X	
5 Is the organization a section 501(c)(4), 501(c)(5), or 501(c)(6) organization that receives membership dues, assessments, or similar amounts as defined in Revenue Procedure 98-19? If "Yes," complete Schedule C, Part III		X
6 Did the organization maintain any donor advised funds or any similar funds or accounts for which donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? If "Yes," complete Schedule D, Part I		X
7 Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas, or historic structures? If "Yes," complete Schedule D, Part II		X
8 Did the organization maintain collections of works of art, historical treasures, or other similar assets? If "Yes," complete Schedule D, Part III		X
9 Did the organization report an amount in Part X, line 21, for escrow or custodial account liability, serve as a custodian for amounts not listed in Part X; or provide credit counseling, debt management, credit repair, or debt negotiation services? If "Yes," complete Schedule D, Part IV		X
10 Did the organization, directly or through a related organization, hold assets in temporarily restricted endowments, permanent endowments, or quasi-endowments? If "Yes," complete Schedule D, Part V		X
11 If the organization's answer to any of the following questions is "Yes," then complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable.		
a Did the organization report an amount for land, buildings, and equipment in Part X, line 10? If "Yes," complete Schedule D, Part VI	X	
b Did the organization report an amount for investments - other securities in Part X, line 12 that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part VII	X	
c Did the organization report an amount for investments - program related in Part X, line 13 that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part VIII		X
d Did the organization report an amount for other assets in Part X, line 15 that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part IX		X
e Did the organization report an amount for other liabilities in Part X, line 25? If "Yes," complete Schedule D, Part X	X	
f Did the organization's separate or consolidated financial statements for the tax year include a footnote that addresses the organization's liability for uncertain tax positions under FIN 48 (ASC 740)? If "Yes," complete Schedule D, Part X	X	
12a Did the organization obtain separate, independent audited financial statements for the tax year? If "Yes," complete Schedule D, Parts XI and XII	X	
b Was the organization included in consolidated, independent audited financial statements for the tax year? If "Yes," and if the organization answered "No" to line 12a, then completing Schedule D, Parts XI and XII is optional		X
13 Is the organization a school described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E		X
14a Did the organization maintain an office, employees, or agents outside of the United States?		X
b Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, investment, and program service activities outside the United States, or aggregate foreign investments valued at \$100,000 or more? If "Yes," complete Schedule F, Parts I and IV		X
15 Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or other assistance to or for any foreign organization? If "Yes," complete Schedule F, Parts II and IV		X
16 Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or other assistance to or for foreign individuals? If "Yes," complete Schedule F, Parts III and IV		X
17 Did the organization report a total of more than \$15,000 of expenses for professional fundraising services on Part IX, column (A), lines 6 and 11e? If "Yes," complete Schedule G, Part I		X
18 Did the organization report more than \$15,000 total of fundraising event gross income and contributions on Part VIII, lines 1c and 8a? If "Yes," complete Schedule G, Part II		X
19 Did the organization report more than \$15,000 of gross income from gaming activities on Part VIII, line 9a? If "Yes," complete Schedule G, Part III		X

Form 990 (2016)

**Part IV Checklist of Required Schedules** (continued)

	Yes	No
<b>20a</b> Did the organization operate one or more hospital facilities? <i>If "Yes," complete Schedule H</i>		X
<b>b</b> If "Yes" to line 20a, did the organization attach a copy of its audited financial statements to this return?		
<b>21</b> Did the organization report more than \$5,000 of grants or other assistance to any domestic organization or domestic government on Part IX, column (A), line 1? <i>If "Yes," complete Schedule I, Parts I and II</i>		X
<b>22</b> Did the organization report more than \$5,000 of grants or other assistance to or for domestic individuals on Part IX, column (A), line 2? <i>If "Yes," complete Schedule I, Parts I and III</i>		X
<b>23</b> Did the organization answer "Yes" to Part VII, Section A, line 3, 4, or 5 about compensation of the organization's current and former officers, directors, trustees, key employees, and highest compensated employees? <i>If "Yes," complete Schedule J</i>		X
<b>24a</b> Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, that was issued after December 31, 2002? <i>If "Yes," answer lines 24b through 24d and complete Schedule K. If "No," go to line 25a</i>		X
<b>b</b> Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?		
<b>c</b> Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?		
<b>d</b> Did the organization act as an "on behalf of" issuer for bonds outstanding at any time during the year?		
<b>25a</b> <b>Section 501(c)(3), 501(c)(4), and 501(c)(29) organizations.</b> Did the organization engage in an excess benefit transaction with a disqualified person during the year? <i>If "Yes," complete Schedule L, Part I</i>		X
<b>b</b> Is the organization aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? <i>If "Yes," complete Schedule L, Part I</i>		X
<b>26</b> Did the organization report any amount on Part X, line 5, 6, or 22 for receivables from or payables to any current or former officers, directors, trustees, key employees, highest compensated employees, or disqualified persons? <i>If "Yes," complete Schedule L, Part II</i>		X
<b>27</b> Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, substantial contributor or employee thereof, a grant selection committee member, or to a 35% controlled entity or family member of any of these persons? <i>If "Yes," complete Schedule L, Part III</i>		X
<b>28</b> Was the organization a party to a business transaction with one of the following parties (see Schedule L, Part IV instructions for applicable filing thresholds, conditions, and exceptions):		
<b>a</b> A current or former officer, director, trustee, or key employee? <i>If "Yes," complete Schedule L, Part IV</i>		X
<b>b</b> A family member of a current or former officer, director, trustee, or key employee? <i>If "Yes," complete Schedule L, Part IV</i>		X
<b>c</b> An entity of which a current or former officer, director, trustee, or key employee (or a family member thereof) was an officer, director, trustee, or direct or indirect owner? <i>If "Yes," complete Schedule L, Part IV</i>		X
<b>29</b> Did the organization receive more than \$25,000 in non-cash contributions? <i>If "Yes," complete Schedule M</i>		X
<b>30</b> Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? <i>If "Yes," complete Schedule M</i>		X
<b>31</b> Did the organization liquidate, terminate, or dissolve and cease operations? <i>If "Yes," complete Schedule N, Part I</i>		X
<b>32</b> Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? <i>If "Yes," complete Schedule N, Part II</i>		X
<b>33</b> Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? <i>If "Yes," complete Schedule R, Part I</i>		X
<b>34</b> Was the organization related to any tax-exempt or taxable entity? <i>If "Yes," complete Schedule R, Part II, III, or IV, and Part V, line 1</i>		X
<b>35a</b> Did the organization have a controlled entity within the meaning of section 512(b)(13)?		X
<b>b</b> If "Yes" to line 35a, did the organization receive any payment from or engage in any transaction with a controlled entity within the meaning of section 512(b)(13)? <i>If "Yes," complete Schedule R, Part V, line 2</i>		
<b>36</b> <b>Section 501(c)(3) organizations.</b> Did the organization make any transfers to an exempt non-charitable related organization? <i>If "Yes," complete Schedule R, Part V, line 2</i>		X
<b>37</b> Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? <i>If "Yes," complete Schedule R, Part VI</i>		X
<b>38</b> Did the organization complete Schedule O and provide explanations in Schedule O for Part VI, lines 11b and 19?		
<b>Note.</b> All Form 990 filers are required to complete Schedule O	X	

Form 990 (2016)



**Part V Statements Regarding Other IRS Filings and Tax Compliance**Check if Schedule O contains a response or note to any line in this Part V ☐

		Yes	No
<b>1a</b> Enter the number reported in Box 3 of Form 1096. Enter -0- if not applicable	<b>1a</b> 5		
<b>b</b> Enter the number of Forms W-2G included in line 1a. Enter -0- if not applicable	<b>1b</b> 0		
<b>c</b> Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?	<b>1c</b>		
<b>2a</b> Enter the number of employees reported on Form W-3, Transmittal of Wage and Tax Statements, filed for the calendar year ending with or within the year covered by this return	<b>2a</b> 8		
<b>b</b> If at least one is reported on line 2a, did the organization file all required federal employment tax returns? <b>Note.</b> If the sum of lines 1a and 2a is greater than 250, you may be required to e-file (see instructions)	<b>2b</b>	X	
<b>3a</b> Did the organization have unrelated business gross income of \$1,000 or more during the year?	<b>3a</b>		X
<b>b</b> If "Yes," has it filed a Form 990-T for this year? If "No," to line 3b, provide an explanation in Schedule O	<b>3b</b>		
<b>4a</b> At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?	<b>4a</b>		X
<b>b</b> If "Yes," enter the name of the foreign country: See instructions for filing requirements for FinCEN Form 114, Report of Foreign Bank and Financial Accounts (FBAR).			
<b>5a</b> Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?	<b>5a</b>		X
<b>b</b> Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?	<b>5b</b>		X
<b>c</b> If "Yes," to line 5a or 5b, did the organization file Form 8886-T?	<b>5c</b>		
<b>6a</b> Does the organization have annual gross receipts that are normally greater than \$100,000, and did the organization solicit any contributions that were not tax deductible as charitable contributions?	<b>6a</b>		X
<b>b</b> If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?	<b>6b</b>		
<b>7 Organizations that may receive deductible contributions under section 170(c).</b>			
<b>a</b> Did the organization receive a payment in excess of \$75 made partly as a contribution and partly for goods and services provided to the payor?	<b>7a</b>		X
<b>b</b> If "Yes," did the organization notify the donor of the value of the goods or services provided?	<b>7b</b>		
<b>c</b> Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?	<b>7c</b>		X
<b>d</b> If "Yes," indicate the number of Forms 8282 filed during the year	<b>7d</b>		
<b>e</b> Did the organization receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	<b>7e</b>		X
<b>f</b> Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	<b>7f</b>		X
<b>g</b> If the organization received a contribution of qualified intellectual property, did the organization file Form 8899 as required?	<b>7g</b>		
<b>h</b> If the organization received a contribution of cars, boats, airplanes, or other vehicles, did the organization file a Form 1098-C?	<b>7h</b>		
<b>8 Sponsoring organizations maintaining donor advised funds.</b> Did a donor advised fund maintained by the sponsoring organization have excess business holdings at any time during the year?	<b>8</b>		
<b>9 Sponsoring organizations maintaining donor advised funds.</b>			
<b>a</b> Did the sponsoring organization make any taxable distributions under section 4966?	<b>9a</b>		
<b>b</b> Did the sponsoring organization make a distribution to a donor, donor advisor, or related person?	<b>9b</b>		
<b>10 Section 501(c)(7) organizations.</b> Enter:			
<b>a</b> Initiation fees and capital contributions included on Part VIII, line 12	<b>10a</b>		
<b>b</b> Gross receipts, included on Form 990, Part VIII, line 12, for public use of club facilities	<b>10b</b>		
<b>11 Section 501(c)(12) organizations.</b> Enter:			
<b>a</b> Gross income from members or shareholders	<b>11a</b>		
<b>b</b> Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them.)	<b>11b</b>		
<b>12a Section 4947(a)(1) non-exempt charitable trusts.</b> Is the organization filing Form 990 in lieu of Form 1041?	<b>12a</b>		
<b>b</b> If "Yes," enter the amount of tax-exempt interest received or accrued during the year	<b>12b</b>		
<b>13 Section 501(c)(29) qualified nonprofit health insurance issuers.</b>			
<b>a</b> Is the organization licensed to issue qualified health plans in more than one state? <b>Note.</b> See the instructions for additional information the organization must report on Schedule O.	<b>13a</b>		
<b>b</b> Enter the amount of reserves the organization is required to maintain by the states in which the organization is licensed to issue qualified health plans	<b>13b</b>		
<b>c</b> Enter the amount of reserves on hand	<b>13c</b>		
<b>14a</b> Did the organization receive any payments for indoor tanning services during the tax year?	<b>14a</b>		X
<b>b</b> If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O	<b>14b</b>		

Form 990 (2016)

**Part VI Governance, Management, and Disclosure** For each "Yes" response to lines 2 through 7b below, and for a "No" response to line 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.

Check if Schedule O contains a response or note to any line in this Part VI

☒ X

**Section A. Governing Body and Management**

	1a	1b	2	3	4	5	6	7a	7b	8a	8b	9
<b>1a</b> Enter the number of voting members of the governing body at the end of the tax year	15											
If there are material differences in voting rights among members of the governing body, or if the governing body delegated broad authority to an executive committee or similar committee, explain in Schedule O.												
<b>b</b> Enter the number of voting members included in line 1a, above, who are independent		15										
<b>2</b> Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?												
<b>3</b> Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors, or trustees, or key employees to a management company or other person?												
<b>4</b> Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?												
<b>5</b> Did the organization become aware during the year of a significant diversion of the organization's assets?												
<b>6</b> Did the organization have members or stockholders?												
<b>7a</b> Did the organization have members, stockholders, or other persons who had the power to elect or appoint one or more members of the governing body?												
<b>b</b> Are any governance decisions of the organization reserved to (or subject to approval by) members, stockholders, or persons other than the governing body?												
<b>8</b> Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following:												
<b>a</b> The governing body?												
<b>b</b> Each committee with authority to act on behalf of the governing body?												
<b>9</b> Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O												

**Section B. Policies** (This Section B requests information about policies not required by the Internal Revenue Code.)

	10a	10b	11a	12a	12b	12c	13	14	15a	15b	16a	16b
<b>10a</b> Did the organization have local chapters, branches, or affiliates?												
<b>b</b> If "Yes," did the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with the organization's exempt purposes?												
<b>11a</b> Has the organization provided a complete copy of this Form 990 to all members of its governing body before filing the form?												
<b>b</b> Describe in Schedule O the process, if any, used by the organization to review this Form 990.												
<b>12a</b> Did the organization have a written conflict of interest policy? If "No," go to line 13												
<b>b</b> Were officers, directors, or trustees, and key employees required to disclose annually interests that could give rise to conflicts?												
<b>c</b> Did the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe in Schedule O how this was done												
<b>13</b> Did the organization have a written whistleblower policy?												
<b>14</b> Did the organization have a written document retention and destruction policy?												
<b>15</b> Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?												
<b>a</b> The organization's CEO, Executive Director, or top management official												
<b>b</b> Other officers or key employees of the organization												
If "Yes" to line 15a or 15b, describe the process in Schedule O (see instructions).												
<b>16a</b> Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?												
<b>b</b> If "Yes," did the organization follow a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and take steps to safeguard the organization's exempt status with respect to such arrangements?												

**Section C. Disclosure**

**17** List the states with which a copy of this Form 990 is required to be filed **NM**

**18** Section 6104 requires an organization to make its Forms 1023 (or 1024 if applicable), 990, and 990-T (Section 501(c)(3)s only) available for public inspection. Indicate how you made these available. Check all that apply.  
☒ Own website ☒ Another's website ☒ Upon request ☐ Other (explain in Schedule O)

**19** Describe in Schedule O whether (and if so, how) the organization made its governing documents, conflict of interest policy, and financial statements available to the public during the tax year.

**20** State the name, address, and telephone number of the person who possesses the organization's books and records: **YANA MERRILL - (505) 989-9022**  
**1405 LUISA STREET, STE. 5, SANTA FE, NM 87505**

**Part VII Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors**
Check if Schedule O contains a response or note to any line in this Part VII ☐
**Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees**
**1a** Complete this table for all persons required to be listed. Report compensation for the calendar year ending with or within the organization's tax year.

- List all of the organization's **current** officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation. Enter -0- in columns (D), (E), and (F) if no compensation was paid.

- List all of the organization's **current** key employees, if any. See instructions for definition of "key employee."

- List the organization's five **current** highest compensated employees (other than an officer, director, trustee, or key employee) who received reportable compensation (Box 5 of Form W-2 and/or Box 7 of Form 1099-MISC) of more than \$100,000 from the organization and any related organizations.

- List all of the organization's **former** officers, key employees, and highest compensated employees who received more than \$100,000 of reportable compensation from the organization and any related organizations.

- List all of the organization's **former directors or trustees** that received, in the capacity as a former director or trustee of the organization, more than \$10,000 of reportable compensation from the organization and any related organizations.

List persons in the following order: individual trustees or directors; institutional trustees; officers; key employees; highest compensated employees; and former such persons.

☐ Check this box if neither the organization nor any related organization compensated any current officer, director, or trustee.

(A) Name and Title	(B) Average hours per week (list any hours for related organizations below line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(1) PAUL MITCHELL PRESIDENT	4.00	X		X				0.	0.	0.
(2) MICHAEL CASAUS VICE-PRESIDENT	1.00	X		X				0.	0.	0.
(3) HARRY BROWNE TREASURER	1.00	X		X				0.	0.	0.
(4) SUSANNE HOFFMAN-DOOLEY SECRETARY	1.00	X		X				0.	0.	0.
(5) MYRON ARMIJO BOARD MEMBER	1.00	X						0.	0.	0.
(6) STUART M. BLUESTONE, ESQ. BOARD MEMBER	1.00	X						0.	0.	0.
(7) SANDY BUFFETT BOARD MEMBER	1.00	X						0.	0.	0.
(8) EILEEN GUANA BOARD MEMBER	1.00	X						0.	0.	0.
(9) DONNA HOUSE BOARD MEMBER	1.00	X						0.	0.	0.
(10) RENEE INGOLD BOARD MEMBER	1.00	X						0.	0.	0.
(11) TERRY ODENDAHL, PH.D. BOARD MEMBER	1.00	X						0.	0.	0.
(12) RAMON PADILLA BOARD MEMBER	1.00	X						0.	0.	0.
(13) JUAN REYNOSA BOARD MEMBER	1.00	X						0.	0.	0.
(14) KITTY RICHARDS BOARD MEMBER	1.00	X						0.	0.	0.
(15) FRANK I. SANCHEZ BOARD MEMBER	1.00	X						0.	0.	0.
(16) DOUGLAS MEIKLEJOHN EXECUTIVE DIRECTOR	40.00			X				100,602.	0.	9,360.



<b>Part VII</b>	<b>Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees</b> <i>(continued)</i>
-----------------	--

(A) Name and title	(B) Average hours per week  (list any hours for related organizations below line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
<b>1b Sub-total .....</b>								<b>100,602.</b>	<b>0.</b>	<b>9,360.</b>
<b>c Total from continuation sheets to Part VII, Section A .....</b>								<b>0.</b>	<b>0.</b>	<b>0.</b>
<b>d Total (add lines 1b and 1c) .....</b>								<b>100,602.</b>	<b>0.</b>	<b>9,360.</b>

2	Total number of individuals (including but not limited to those listed above) who received more than \$100,000 of reportable compensation from the organization	1
---	---	---

		Yes	No
3	Did the organization list any <b>former</b> officer, director, or trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual</i> .....	3	X
4	For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual</i> .....	4	X
5	Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person</i> .....	5	X

## Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization. Report compensation for the calendar year ending with or within the organization's tax year.

<div> <div></div> <div></div> </div>		
(A)	(B)	(C)
Name and business address	Description of services	Compensation
NONE		
2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 of compensation from the organization		
0		

**Part VIII Statement of Revenue**Check if Schedule O contains a response or note to any line in this Part VIII ☐

				(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512-514
Contributions, Gifts, Grants and Other Similar Amounts	1 a Federated campaigns .....	1a					
	b Membership dues .....	1b	37,117.				
	c Fundraising events .....	1c					
	d Related organizations .....	1d					
	e Government grants (contributions) .....	1e					
	f All other contributions, gifts, grants, and similar amounts not included above .....	1f	723,005.				
	g Noncash contributions included in lines 1a-1f: \$ .....						
	h Total. Add lines 1a-1f .....		760,122.				
Program Service Revenue	2 a LEGAL FEES .....	Business Code	541100	43,059.	43,059.		
	b .....						
	c .....						
	d .....						
	e .....						
	f All other program service revenue .....						
	g Total. Add lines 2a-2f .....		43,059.				
	Other Revenue	3 Investment income (including dividends, interest, and other similar amounts) .....			1,913.		
4 Income from investment of tax-exempt bond proceeds .....							
5 Royalties .....							
6 a Gross rents .....		(i) Real	(ii) Personal				
b Less: rental expenses .....							
c Rental income or (loss) .....							
d Net rental income or (loss) .....							
7 a Gross amount from sales of assets other than inventory .....		(i) Securities	(ii) Other				
b Less: cost or other basis and sales expenses .....							
c Gain or (loss) .....							
d Net gain or (loss) .....							
8 a Gross income from fundraising events (not including \$ _____ of contributions reported on line 1c). See Part IV, line 18 .....		a					
b Less: direct expenses .....		b					
c Net income or (loss) from fundraising events .....							
9 a Gross income from gaming activities. See Part IV, line 19 .....		a					
b Less: direct expenses .....		b					
c Net income or (loss) from gaming activities .....							
10 a Gross sales of inventory, less returns and allowances .....		a					
b Less: cost of goods sold .....		b					
c Net income or (loss) from sales of inventory .....							
Miscellaneous Revenue			Business Code				
11 a .....							
b .....							
c .....							
d All other revenue .....	900099		1,892.	1,892.			
e Total. Add lines 11a-11d .....			1,892.				
12 Total revenue. See instructions. ....			806,986.	44,951.	0.	1,913.	

**Part IX** Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns. All other organizations must complete column (A).

Check if Schedule O contains a response or note to any line in this Part IX ☐

Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1 Grants and other assistance to domestic organizations and domestic governments. See Part IV, line 21				
2 Grants and other assistance to domestic individuals. See Part IV, line 22				
3 Grants and other assistance to foreign organizations, foreign governments, and foreign individuals. See Part IV, lines 15 and 16				
4 Benefits paid to or for members				
5 Compensation of current officers, directors, trustees, and key employees	100,603.	84,113.	5,169.	11,321.
6 Compensation not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)				
7 Other salaries and wages	459,390.	359,972.	28,511.	70,907.
8 Pension plan accruals and contributions (include section 401(k) and 403(b) employer contributions)	27,485.	23,363.	2,750.	1,372.
9 Other employee benefits	60,626.	41,907.	2,306.	16,413.
10 Payroll taxes	44,441.	35,553.	2,666.	6,222.
11 Fees for services (non-employees):				
a Management				
b Legal	34,088.	34,088.		
c Accounting	10,290.		10,290.	
d Lobbying	10,889.	10,889.		
e Professional fundraising services. See Part IV, line 17				
f Investment management fees				
g Other. (If line 11g amount exceeds 10% of line 25, column (A) amount, list line 11g expenses on Sch O.)	8,807.	6,445.	1,147.	1,215.
12 Advertising and promotion				
13 Office expenses	6,315.	3,937.	711.	1,667.
14 Information technology				
15 Royalties				
16 Occupancy	38,413.	28,727.	3,947.	5,739.
17 Travel	8,121.	5,835.		2,286.
18 Payments of travel or entertainment expenses for any federal, state, or local public officials				
19 Conferences, conventions, and meetings	65.			65.
20 Interest				
21 Payments to affiliates				
22 Depreciation, depletion, and amortization	1,750.	1,215.	215.	320.
23 Insurance	9,364.	5,800.	3,163.	401.
24 Other expenses. Itemize expenses not covered above. (List miscellaneous expenses in line 24e. If line 24e amount exceeds 10% of line 25, column (A) amount, list line 24e expenses on Schedule O.)				
a <b>LEGAL DUES, LICENSES &amp;</b>	17,467.	16,841.	545.	81.
b <b>PUBLIC EDUCATION</b>	13,286.	13,286.		
c <b>PRINTING &amp; PUBLICATIONS</b>	12,390.	12,390.		
d <b>EQUIPMENT RENT &amp; MAINTENANCE</b>	9,971.	7,908.	981.	1,082.
e All other expenses	39,798.	15,726.	5,156.	18,916.
25 <b>Total functional expenses.</b> Add lines 1 through 24e	913,559.	707,995.	67,557.	138,007.
26 <b>Joint costs.</b> Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation.				

Check here ☐ if following SOP 98-2 (ASC 958-720)



**Part X Balance Sheet**Check if Schedule O contains a response or note to any line in this Part X ☐

		(A) Beginning of year		(B) End of year
<b>Assets</b>	1 Cash - non-interest-bearing .....		1	
	2 Savings and temporary cash investments .....	904,329.	2	910,615.
	3 Pledges and grants receivable, net .....	200,000.	3	15,000.
	4 Accounts receivable, net .....	14,891.	4	76,115.
	5 Loans and other receivables from current and former officers, directors, trustees, key employees, and highest compensated employees. Complete Part II of Schedule L .....		5	
	6 Loans and other receivables from other disqualified persons (as defined under section 4958(f)(1)), persons described in section 4958(c)(3)(B), and contributing employers and sponsoring organizations of section 501(c)(9) voluntary employees' beneficiary organizations (see instr). Complete Part II of Sch L .....		6	
	7 Notes and loans receivable, net .....		7	
	8 Inventories for sale or use .....		8	
	9 Prepaid expenses and deferred charges .....	2,163.	9	2,163.
	10a Land, buildings, and equipment: cost or other basis. Complete Part VI of Schedule D .....	10a 42,498.		
	b Less: accumulated depreciation .....	10b 36,148.	10c	6,350.
	11 Investments - publicly traded securities .....		11	
	12 Investments - other securities. See Part IV, line 11 .....	113,112.	12	120,441.
	13 Investments - program-related. See Part IV, line 11 .....		13	
	14 Intangible assets .....		14	
	15 Other assets. See Part IV, line 11 .....		15	
16 <b>Total assets.</b> Add lines 1 through 15 (must equal line 34) .....	1,240,174.	16	1,130,684.	
<b>Liabilities</b>	17 Accounts payable and accrued expenses .....	25,388.	17	14,427.
	18 Grants payable .....		18	
	19 Deferred revenue .....		19	
	20 Tax-exempt bond liabilities .....		20	
	21 Escrow or custodial account liability. Complete Part IV of Schedule D .....		21	
	22 Loans and other payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons. Complete Part II of Schedule L .....		22	
	23 Secured mortgages and notes payable to unrelated third parties .....		23	
	24 Unsecured notes and loans payable to unrelated third parties .....		24	
	25 Other liabilities (including federal income tax, payables to related third parties, and other liabilities not included on lines 17-24). Complete Part X of Schedule D .....	45,064.	25	45,089.
	26 <b>Total liabilities.</b> Add lines 17 through 25 .....	70,452.	26	59,516.
<b>Net Assets or Fund Balances</b>	<b>Organizations that follow SFAS 117 (ASC 958), check here <input checked="" type="checkbox"/> and complete lines 27 through 29, and lines 33 and 34.</b>			
	27 Unrestricted net assets .....	812,387.	27	883,908.
	28 Temporarily restricted net assets .....	357,335.	28	187,260.
	29 Permanently restricted net assets .....		29	
	<b>Organizations that do not follow SFAS 117 (ASC 958), check here <input type="checkbox"/> and complete lines 30 through 34.</b>			
	30 Capital stock or trust principal, or current funds .....		30	
	31 Paid-in or capital surplus, or land, building, or equipment fund .....		31	
	32 Retained earnings, endowment, accumulated income, or other funds .....		32	
	33 <b>Total net assets or fund balances</b> .....	1,169,722.	33	1,071,168.
	34 <b>Total liabilities and net assets/fund balances</b> .....	1,240,174.	34	1,130,684.

Form 990 (2016)

**Part XI Reconciliation of Net Assets**Check if Schedule O contains a response or note to any line in this Part XI ☐

<b>1</b>	Total revenue (must equal Part VIII, column (A), line 12)	<b>1</b>	806,986.
<b>2</b>	Total expenses (must equal Part IX, column (A), line 25)	<b>2</b>	913,559.
<b>3</b>	Revenue less expenses. Subtract line 2 from line 1	<b>3</b>	-106,573.
<b>4</b>	Net assets or fund balances at beginning of year (must equal Part X, line 33, column (A))	<b>4</b>	1,169,722.
<b>5</b>	Net unrealized gains (losses) on investments	<b>5</b>	8,019.
<b>6</b>	Donated services and use of facilities	<b>6</b>	
<b>7</b>	Investment expenses	<b>7</b>	
<b>8</b>	Prior period adjustments	<b>8</b>	
<b>9</b>	Other changes in net assets or fund balances (explain in Schedule O)	<b>9</b>	0.
<b>10</b>	Net assets or fund balances at end of year. Combine lines 3 through 9 (must equal Part X, line 33, column (B))	<b>10</b>	1,071,168.

**Part XII Financial Statements and Reporting**Check if Schedule O contains a response or note to any line in this Part XII ☐

	Yes	No
<b>1</b> Accounting method used to prepare the Form 990: <input type="checkbox"/> Cash <input checked="" type="checkbox"/> Accrual <input type="checkbox"/> Other _____ If the organization changed its method of accounting from a prior year or checked "Other," explain in Schedule O.		
<b>2a</b> Were the organization's financial statements compiled or reviewed by an independent accountant? _____ If "Yes," check a box below to indicate whether the financial statements for the year were compiled or reviewed on a separate basis, consolidated basis, or both: <input type="checkbox"/> Separate basis <input type="checkbox"/> Consolidated basis <input type="checkbox"/> Both consolidated and separate basis	<b>2a</b>	<b>X</b>
<b>b</b> Were the organization's financial statements audited by an independent accountant? _____ If "Yes," check a box below to indicate whether the financial statements for the year were audited on a separate basis, consolidated basis, or both: <input checked="" type="checkbox"/> Separate basis <input type="checkbox"/> Consolidated basis <input type="checkbox"/> Both consolidated and separate basis	<b>2b</b>	<b>X</b>
<b>c</b> If "Yes" to line 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant? _____ If the organization changed either its oversight process or selection process during the tax year, explain in Schedule O.	<b>2c</b>	<b>X</b>
<b>3a</b> As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133? _____	<b>3a</b>	<b>X</b>
<b>b</b> If "Yes," did the organization undergo the required audit or audits? If the organization did not undergo the required audit or audits, explain why in Schedule O and describe any steps taken to undergo such audits _____	<b>3b</b>	

Form 990 (2016)

**SCHEDULE A**  
**(Form 990 or 990-EZ)**

Department of the Treasury  
Internal Revenue Service

**Public Charity Status and Public Support**

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

▶ Attach to Form 990 or Form 990-EZ.

▶ Information about Schedule A (Form 990 or 990-EZ) and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

OMB No. 1545-0047

**2016**

Open to Public  
Inspection

Name of the organization

NEW MEXICO ENVIRONMENTAL LAW CENTER

Employer identification number

85-0360664

**Part I Reason for Public Charity Status** (All organizations must complete this part.) See instructions.

The organization is not a private foundation because it is: (For lines 1 through 12, check only one box.)

- 1 ☐ A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i)**.
- 2 ☐ A school described in **section 170(b)(1)(A)(ii)**. (Attach Schedule E (Form 990 or 990-EZ).)
- 3 ☐ A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii)**.
- 4 ☐ A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)**. Enter the hospital's name, city, and state: \_\_\_\_\_
- 5 ☐ An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv)**. (Complete Part II.)
- 6 ☐ A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v)**.
- 7 ☒ An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 8 ☐ A community trust described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 9 ☐ An agricultural research organization described in **section 170(b)(1)(A)(ix)** operated in conjunction with a land-grant college or university or a non-land-grant college of agriculture (see instructions). Enter the name, city, and state of the college or university: \_\_\_\_\_
- 10 ☐ An organization that normally receives: (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions - subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975. See **section 509(a)(2)**. (Complete Part III.)
- 11 ☐ An organization organized and operated exclusively to test for public safety. See **section 509(a)(4)**.
- 12 ☐ An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**. See **section 509(a)(3)**. Check the box in lines 12a through 12d that describes the type of supporting organization and complete lines 12e, 12f, and 12g.
- a ☐ **Type I.** A supporting organization operated, supervised, or controlled by its supported organization(s), typically by giving the supported organization(s) the power to regularly appoint or elect a majority of the directors or trustees of the supporting organization. **You must complete Part IV, Sections A and B.**
- b ☐ **Type II.** A supporting organization supervised or controlled in connection with its supported organization(s), by having control or management of the supporting organization vested in the same persons that control or manage the supported organization(s). **You must complete Part IV, Sections A and C.**
- c ☐ **Type III functionally integrated.** A supporting organization operated in connection with, and functionally integrated with, its supported organization(s) (see instructions). **You must complete Part IV, Sections A, D, and E.**
- d ☐ **Type III non-functionally integrated.** A supporting organization operated in connection with its supported organization(s) that is not functionally integrated. The organization generally must satisfy a distribution requirement and an attentiveness requirement (see instructions). **You must complete Part IV, Sections A and D, and Part V.**
- e ☐ Check this box if the organization received a written determination from the IRS that it is a Type I, Type II, Type III functionally integrated, or Type III non-functionally integrated supporting organization.
- f Enter the number of supported organizations \_\_\_\_\_
- g Provide the following information about the supported organization(s).

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1-10 above (see instructions))	(iv) Is the organization listed in your governing document?		(v) Amount of monetary support (see instructions)	(vi) Amount of other support (see instructions)
			Yes	No		
<b>Total</b>						

LHA For Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ. 632021 09-21-16 Schedule A (Form 990 or 990-EZ) 2016



**Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)**

(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III. If the organization fails to qualify under the tests listed below, please complete Part III.)

**Section A. Public Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2012	(b) 2013	(c) 2014	(d) 2015	(e) 2016	(f) Total
1 Gifts, grants, contributions, and membership fees received. (Do not include any "unusual grants.") .....	718,407.	742,115.	689,612.	1,165,773.	758,751.	4,074,658.
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf .....						
3 The value of services or facilities furnished by a governmental unit to the organization without charge .....						
4 <b>Total.</b> Add lines 1 through 3 .....	718,407.	742,115.	689,612.	1,165,773.	758,751.	4,074,658.
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f) .....						348,262.
6 <b>Public support.</b> Subtract line 5 from line 4.						3,726,396.

**Section B. Total Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2012	(b) 2013	(c) 2014	(d) 2015	(e) 2016	(f) Total
7 Amounts from line 4 .....	718,407.	742,115.	689,612.	1,165,773.	758,751.	4,074,658.
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources .....	2,494.	4,362.	2,417.	1,689.	1,913.	12,875.
9 Net income from unrelated business activities, whether or not the business is regularly carried on .....						
10 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part VI.) .....						
11 <b>Total support.</b> Add lines 7 through 10 .....						4,087,533.
12 Gross receipts from related activities, etc. (see instructions) .....					12	
13 <b>First five years.</b> If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and <b>stop here</b> .....						<input type="checkbox"/>

**Section C. Computation of Public Support Percentage**

14 Public support percentage for 2016 (line 6, column (f) divided by line 11, column (f)) .....	14	91.16	%
15 Public support percentage from 2015 Schedule A, Part II, line 14 .....	15	88.17	%
16a <b>33 1/3% support test - 2016.</b> If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and <b>stop here.</b> The organization qualifies as a publicly supported organization .....			<input checked="" type="checkbox"/>
b <b>33 1/3% support test - 2015.</b> If the organization did not check a box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and <b>stop here.</b> The organization qualifies as a publicly supported organization .....			<input type="checkbox"/>
17a <b>10% -facts-and-circumstances test - 2016.</b> If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the "facts-and-circumstances" test, check this box and <b>stop here.</b> Explain in Part VI how the organization meets the "facts-and-circumstances" test. The organization qualifies as a publicly supported organization .....			<input type="checkbox"/>
b <b>10% -facts-and-circumstances test - 2015.</b> If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the "facts-and-circumstances" test, check this box and <b>stop here.</b> Explain in Part VI how the organization meets the "facts-and-circumstances" test. The organization qualifies as a publicly supported organization .....			<input type="checkbox"/>
18 <b>Private foundation.</b> If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions .....			<input type="checkbox"/>

Schedule A (Form 990 or 990-EZ) 2016

**Part III Support Schedule for Organizations Described in Section 509(a)(2)**

(Complete only if you checked the box on line 10 of Part I or if the organization failed to qualify under Part II. If the organization fails to qualify under the tests listed below, please complete Part II.)

**Section A. Public Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2012	(b) 2013	(c) 2014	(d) 2015	(e) 2016	(f) Total
<b>1</b> Gifts, grants, contributions, and membership fees received. (Do not include any "unusual grants.") .....						
<b>2</b> Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose .....						
<b>3</b> Gross receipts from activities that are not an unrelated trade or business under section 513 .....						
<b>4</b> Tax revenues levied for the organization's benefit and either paid to or expended on its behalf .....						
<b>5</b> The value of services or facilities furnished by a governmental unit to the organization without charge .....						
<b>6 Total.</b> Add lines 1 through 5 .....						
<b>7a</b> Amounts included on lines 1, 2, and 3 received from disqualified persons .....						
<b>b</b> Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of \$5,000 or 1% of the amount on line 13 for the year .....						
<b>c</b> Add lines 7a and 7b .....						
<b>8 Public support.</b> (Subtract line 7c from line 6.) .....						

**Section B. Total Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2012	(b) 2013	(c) 2014	(d) 2015	(e) 2016	(f) Total
<b>9</b> Amounts from line 6 .....						
<b>10a</b> Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources .....						
<b>b</b> Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975 .....						
<b>c</b> Add lines 10a and 10b .....						
<b>11</b> Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on .....						
<b>12</b> Other income. Do not include gain or loss from the sale of capital assets (Explain in Part VI.) .....						
<b>13 Total support.</b> (Add lines 9, 10c, 11, and 12.) .....						
<b>14 First five years.</b> If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and <b>stop here</b> .....						<input type="checkbox"/>

**Section C. Computation of Public Support Percentage**

<b>15</b> Public support percentage for 2016 (line 8, column (f) divided by line 13, column (f)) .....	<b>15</b>	%
<b>16</b> Public support percentage from 2015 Schedule A, Part III, line 15 .....	<b>16</b>	%

**Section D. Computation of Investment Income Percentage**

<b>17</b> Investment income percentage for 2016 (line 10c, column (f) divided by line 13, column (f)) .....	<b>17</b>	%
<b>18</b> Investment income percentage from 2015 Schedule A, Part III, line 17 .....	<b>18</b>	%

**19a 33 1/3% support tests - 2016.** If the organization did not check the box on line 14, and line 15 is more than 33 1/3%, and line 17 is not more than 33 1/3%, check this box and **stop here**. The organization qualifies as a publicly supported organization ▶ ☐

**b 33 1/3% support tests - 2015.** If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3%, and line 18 is not more than 33 1/3%, check this box and **stop here**. The organization qualifies as a publicly supported organization ▶ ☐

**20 Private foundation.** If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions ▶ ☐

**Part IV Supporting Organizations**

(Complete only if you checked a box in line 12 on Part I. If you checked 12a of Part I, complete Sections A and B. If you checked 12b of Part I, complete Sections A and C. If you checked 12c of Part I, complete Sections A, D, and E. If you checked 12d of Part I, complete Sections A and D, and complete Part V.)

**Section A. All Supporting Organizations**

	Yes	No
<b>1</b> Are all of the organization's supported organizations listed by name in the organization's governing documents? <i>If "No," describe in Part VI how the supported organizations are designated. If designated by class or purpose, describe the designation. If historic and continuing relationship, explain.</i>		
<b>2</b> Did the organization have any supported organization that does not have an IRS determination of status under section 509(a)(1) or (2)? <i>If "Yes," explain in Part VI how the organization determined that the supported organization was described in section 509(a)(1) or (2).</i>		
<b>3a</b> Did the organization have a supported organization described in section 501(c)(4), (5), or (6)? <i>If "Yes," answer (b) and (c) below.</i>		
<b>b</b> Did the organization confirm that each supported organization qualified under section 501(c)(4), (5), or (6) and satisfied the public support tests under section 509(a)(2)? <i>If "Yes," describe in Part VI when and how the organization made the determination.</i>		
<b>c</b> Did the organization ensure that all support to such organizations was used exclusively for section 170(c)(2)(B) purposes? <i>If "Yes," explain in Part VI what controls the organization put in place to ensure such use.</i>		
<b>4a</b> Was any supported organization not organized in the United States ("foreign supported organization")? <i>If "Yes," and if you checked 12a or 12b in Part I, answer (b) and (c) below.</i>		
<b>b</b> Did the organization have ultimate control and discretion in deciding whether to make grants to the foreign supported organization? <i>If "Yes," describe in Part VI how the organization had such control and discretion despite being controlled or supervised by or in connection with its supported organizations.</i>		
<b>c</b> Did the organization support any foreign supported organization that does not have an IRS determination under sections 501(c)(3) and 509(a)(1) or (2)? <i>If "Yes," explain in Part VI what controls the organization used to ensure that all support to the foreign supported organization was used exclusively for section 170(c)(2)(B) purposes.</i>		
<b>5a</b> Did the organization add, substitute, or remove any supported organizations during the tax year? <i>If "Yes," answer (b) and (c) below (if applicable). Also, provide detail in Part VI, including (i) the names and EIN numbers of the supported organizations added, substituted, or removed; (ii) the reasons for each such action; (iii) the authority under the organization's organizing document authorizing such action; and (iv) how the action was accomplished (such as by amendment to the organizing document).</i>		
<b>b</b> <b>Type I or Type II only.</b> Was any added or substituted supported organization part of a class already designated in the organization's organizing document?		
<b>c</b> <b>Substitutions only.</b> Was the substitution the result of an event beyond the organization's control?		
<b>6</b> Did the organization provide support (whether in the form of grants or the provision of services or facilities) to anyone other than (i) its supported organizations, (ii) individuals that are part of the charitable class benefited by one or more of its supported organizations, or (iii) other supporting organizations that also support or benefit one or more of the filing organization's supported organizations? <i>If "Yes," provide detail in Part VI.</i>		
<b>7</b> Did the organization provide a grant, loan, compensation, or other similar payment to a substantial contributor (defined in section 4958(c)(3)(C)), a family member of a substantial contributor, or a 35% controlled entity with regard to a substantial contributor? <i>If "Yes," complete Part I of Schedule L (Form 990 or 990-EZ).</i>		
<b>8</b> Did the organization make a loan to a disqualified person (as defined in section 4958) not described in line 7? <i>If "Yes," complete Part I of Schedule L (Form 990 or 990-EZ).</i>		
<b>9a</b> Was the organization controlled directly or indirectly at any time during the tax year by one or more disqualified persons as defined in section 4946 (other than foundation managers and organizations described in section 509(a)(1) or (2))? <i>If "Yes," provide detail in Part VI.</i>		
<b>b</b> Did one or more disqualified persons (as defined in line 9a) hold a controlling interest in any entity in which the supporting organization had an interest? <i>If "Yes," provide detail in Part VI.</i>		
<b>c</b> Did a disqualified person (as defined in line 9a) have an ownership interest in, or derive any personal benefit from, assets in which the supporting organization also had an interest? <i>If "Yes," provide detail in Part VI.</i>		
<b>10a</b> Was the organization subject to the excess business holdings rules of section 4943 because of section 4943(f) (regarding certain Type II supporting organizations, and all Type III non-functionally integrated supporting organizations)? <i>If "Yes," answer 10b below.</i>		
<b>b</b> Did the organization have any excess business holdings in the tax year? <i>(Use Schedule C, Form 4720, to determine whether the organization had excess business holdings.)</i>		



**Part IV** Supporting Organizations *(continued)*

	Yes	No
<b>11</b> Has the organization accepted a gift or contribution from any of the following persons?		
<b>a</b> A person who directly or indirectly controls, either alone or together with persons described in (b) and (c) below, the governing body of a supported organization?		
<b>b</b> A family member of a person described in (a) above?		
<b>c</b> A 35% controlled entity of a person described in (a) or (b) above? If "Yes" to a, b, or c, provide detail in <b>Part VI</b> .		

**Section B. Type I Supporting Organizations**

	Yes	No
<b>1</b> Did the directors, trustees, or membership of one or more supported organizations have the power to regularly appoint or elect at least a majority of the organization's directors or trustees at all times during the tax year? If "No," describe in <b>Part VI</b> how the supported organization(s) effectively operated, supervised, or controlled the organization's activities. If the organization had more than one supported organization, describe how the powers to appoint and/or remove directors or trustees were allocated among the supported organizations and what conditions or restrictions, if any, applied to such powers during the tax year.		
<b>2</b> Did the organization operate for the benefit of any supported organization other than the supported organization(s) that operated, supervised, or controlled the supporting organization? If "Yes," explain in <b>Part VI</b> how providing such benefit carried out the purposes of the supported organization(s) that operated, supervised, or controlled the supporting organization.		

**Section C. Type II Supporting Organizations**

	Yes	No
<b>1</b> Were a majority of the organization's directors or trustees during the tax year also a majority of the directors or trustees of each of the organization's supported organization(s)? If "No," describe in <b>Part VI</b> how control or management of the supporting organization was vested in the same persons that controlled or managed the supported organization(s).		

**Section D. All Type III Supporting Organizations**

	Yes	No
<b>1</b> Did the organization provide to each of its supported organizations, by the last day of the fifth month of the organization's tax year, (i) a written notice describing the type and amount of support provided during the prior tax year, (ii) a copy of the Form 990 that was most recently filed as of the date of notification, and (iii) copies of the organization's governing documents in effect on the date of notification, to the extent not previously provided?		
<b>2</b> Were any of the organization's officers, directors, or trustees either (i) appointed or elected by the supported organization(s) or (ii) serving on the governing body of a supported organization? If "No," explain in <b>Part VI</b> how the organization maintained a close and continuous working relationship with the supported organization(s).		
<b>3</b> By reason of the relationship described in (2), did the organization's supported organizations have a significant voice in the organization's investment policies and in directing the use of the organization's income or assets at all times during the tax year? If "Yes," describe in <b>Part VI</b> the role the organization's supported organizations played in this regard.		

**Section E. Type III Functionally Integrated Supporting Organizations**

<b>1</b> Check the box next to the method that the organization used to satisfy the Integral Part Test during the year (see instructions).		
<b>a</b> <input type="checkbox"/>	The organization satisfied the Activities Test. Complete <b>line 2</b> below.	
<b>b</b> <input type="checkbox"/>	The organization is the parent of each of its supported organizations. Complete <b>line 3</b> below.	
<b>c</b> <input type="checkbox"/>	The organization supported a governmental entity. Describe in <b>Part VI</b> how you supported a government entity (see instructions).	
<b>2</b> Activities Test. Answer (a) and (b) below.		
<b>a</b>	Yes	No
Did substantially all of the organization's activities during the tax year directly further the exempt purposes of the supported organization(s) to which the organization was responsive? If "Yes," then in <b>Part VI</b> identify those supported organizations and explain how these activities directly furthered their exempt purposes, how the organization was responsive to those supported organizations, and how the organization determined that these activities constituted substantially all of its activities.		
<b>b</b>	Yes	No
Did the activities described in (a) constitute activities that, but for the organization's involvement, one or more of the organization's supported organization(s) would have been engaged in? If "Yes," explain in <b>Part VI</b> the reasons for the organization's position that its supported organization(s) would have engaged in these activities but for the organization's involvement.		
<b>3</b> Parent of Supported Organizations. Answer (a) and (b) below.		
<b>a</b>	Yes	No
Did the organization have the power to regularly appoint or elect a majority of the officers, directors, or trustees of each of the supported organizations? Provide details in <b>Part VI</b> .		
<b>b</b>	Yes	No
Did the organization exercise a substantial degree of direction over the policies, programs, and activities of each of its supported organizations? If "Yes," describe in <b>Part VI</b> the role played by the organization in this regard.		

**Part V Type III Non-Functionally Integrated 509(a)(3) Supporting Organizations**

- 1 ☐ Check here if the organization satisfied the Integral Part Test as a qualifying trust on Nov. 20, 1970 (explain in Part VI.) See instructions. All other Type III non-functionally integrated supporting organizations must complete Sections A through E.

Section A - Adjusted Net Income		(A) Prior Year	(B) Current Year (optional)
1	Net short-term capital gain	1	
2	Recoveries of prior-year distributions	2	
3	Other gross income (see instructions)	3	
4	Add lines 1 through 3	4	
5	Depreciation and depletion	5	
6	Portion of operating expenses paid or incurred for production or collection of gross income or for management, conservation, or maintenance of property held for production of income (see instructions)	6	
7	Other expenses (see instructions)	7	
8	<b>Adjusted Net Income</b> (subtract lines 5, 6, and 7 from line 4)	8	

Section B - Minimum Asset Amount		(A) Prior Year	(B) Current Year (optional)
1	Aggregate fair market value of all non-exempt-use assets (see instructions for short tax year or assets held for part of year):		
a	Average monthly value of securities	1a	
b	Average monthly cash balances	1b	
c	Fair market value of other non-exempt-use assets	1c	
d	<b>Total</b> (add lines 1a, 1b, and 1c)	1d	
e	<b>Discount</b> claimed for blockage or other factors (explain in detail in Part VI):		
2	Acquisition indebtedness applicable to non-exempt-use assets	2	
3	Subtract line 2 from line 1d	3	
4	Cash deemed held for exempt use. Enter 1-1/2% of line 3 (for greater amount, see instructions)	4	
5	Net value of non-exempt-use assets (subtract line 4 from line 3)	5	
6	Multiply line 5 by .035	6	
7	Recoveries of prior-year distributions	7	
8	<b>Minimum Asset Amount</b> (add line 7 to line 6)	8	

Section C - Distributable Amount			Current Year
1	Adjusted net income for prior year (from Section A, line 8, Column A)	1	
2	Enter 85% of line 1	2	
3	Minimum asset amount for prior year (from Section B, line 8, Column A)	3	
4	Enter greater of line 2 or line 3	4	
5	Income tax imposed in prior year	5	
6	<b>Distributable Amount.</b> Subtract line 5 from line 4, unless subject to emergency temporary reduction (see instructions)	6	
7	<input type="checkbox"/> Check here if the current year is the organization's first as a non-functionally integrated Type III supporting organization (see instructions).		

Schedule A (Form 990 or 990-EZ) 2016

**Part V** Type III Non-Functionally Integrated 509(a)(3) Supporting Organizations (continued)

Section D - Distributions	Current Year
1 Amounts paid to supported organizations to accomplish exempt purposes	
2 Amounts paid to perform activity that directly furthers exempt purposes of supported organizations, in excess of income from activity	
3 Administrative expenses paid to accomplish exempt purposes of supported organizations	
4 Amounts paid to acquire exempt-use assets	
5 Qualified set-aside amounts (prior IRS approval required)	
6 Other distributions (describe in Part VI). See instructions	
7 <b>Total annual distributions.</b> Add lines 1 through 6	
8 Distributions to attentive supported organizations to which the organization is responsive (provide details in Part VI). See instructions	
9 Distributable amount for 2016 from Section C, line 6	
10 Line 8 amount divided by Line 9 amount	

Section E - Distribution Allocations (see instructions)	(i) Excess Distributions	(ii) Underdistributions Pre-2016	(iii) Distributable Amount for 2016
1 Distributable amount for 2016 from Section C, line 6			
2 Underdistributions, if any, for years prior to 2016 (reasonable cause required- explain in Part VI). See instructions			
3 Excess distributions carryover, if any, to 2016:			
a			
b			
c From 2013			
d From 2014			
e From 2015			
f <b>Total</b> of lines 3a through e			
g Applied to underdistributions of prior years			
h Applied to 2016 distributable amount			
i Carryover from 2011 not applied (see instructions)			
j Remainder. Subtract lines 3g, 3h, and 3i from 3f.			
4 Distributions for 2016 from Section D, line 7: \$			
a Applied to underdistributions of prior years			
b Applied to 2016 distributable amount			
c Remainder. Subtract lines 4a and 4b from 4			
5 Remaining underdistributions for years prior to 2016, if any. Subtract lines 3g and 4a from line 2. For result greater than zero, explain in Part VI. See instructions			
6 Remaining underdistributions for 2016. Subtract lines 3h and 4b from line 1. For result greater than zero, explain in Part VI. See instructions			
7 <b>Excess distributions carryover to 2017.</b> Add lines 3j and 4c			
8 Breakdown of line 7:			
a			
b Excess from 2013			
c Excess from 2014			
d Excess from 2015			
e Excess from 2016			

Schedule A (Form 990 or 990-EZ) 2016

## Part VI

**Supplemental Information.** Provide the explanations required by Part II, line 10; Part II, line 17a or 17b; Part III, line 12; Part IV, Section A, lines 1, 2, 3b, 3c, 4b, 4c, 5a, 6, 9a, 9b, 9c, 11a, 11b, and 11c; Part IV, Section B, lines 1 and 2; Part IV, Section C, line 1; Part IV, Section D, lines 2 and 3; Part IV, Section E, lines 1c, 2a, 2b, 3a, and 3b; Part V, line 1; Part V, Section B, line 1e; Part V, Section D, lines 5, 6, and 8; and Part V, Section E, lines 2, 5, and 6. Also complete this part for any additional information. (See instructions.)



**Schedule B**  
(Form 990, 990-EZ,  
or 990-PF)

Department of the Treasury  
Internal Revenue Service

**Schedule of Contributors**

▶ Attach to Form 990, Form 990-EZ, or Form 990-PF.  
▶ Information about Schedule B (Form 990, 990-EZ, or 990-PF) and  
its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

OMB No. 1545-0047

**2016**

Name of the organization

NEW MEXICO ENVIRONMENTAL LAW CENTER

Employer identification number

85-0360664

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

☒ 501(c)( 3 ) (enter number) organization

☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation

☐ 527 political organization

Form 990-PF

☐ 501(c)(3) exempt private foundation

☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation

☐ 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule**.

**Note:** Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

**General Rule**

☐ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, contributions totaling \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II. See instructions for determining a contributor's total contributions.

**Special Rules**

☒ For an organization described in section 501(c)(3) filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), that checked Schedule A (Form 990 or 990-EZ), Part II, line 13, 16a, or 16b, and that received from any one contributor, during the year, total contributions of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h, or (ii) Form 990-EZ, line 1. Complete Parts I and II.

☐ For an organization described in section 501(c)(7), (8), or (10) filing Form 990 or 990-EZ that received from any one contributor, during the year, total contributions of more than \$1,000 *exclusively* for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals. Complete Parts I, II, and III.

☐ For an organization described in section 501(c)(7), (8), or (10) filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions *exclusively* for religious, charitable, etc., purposes, but no such contributions totaled more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Don't complete any of the parts unless the **General Rule** applies to this organization because it received *nonexclusively* religious, charitable, etc., contributions totaling \$5,000 or more during the year ..... ▶ \$ .....

**Caution:** An organization that isn't covered by the General Rule and/or the Special Rules doesn't file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2, of its Form 990; or check the box on line H of its Form 990-EZ or on its Form 990-PF, Part I, line 2, to certify that it doesn't meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

LHA For Paperwork Reduction Act Notice, see the Instructions for Form 990, 990-EZ, or 990-PF. Schedule B (Form 990, 990-EZ, or 990-PF) (2016)

Name of organization

Employer identification number

NEW MEXICO ENVIRONMENTAL LAW CENTER

85-0360664

**Part I Contributors** (See instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
<u>1</u>		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
<u>2</u>		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
<u>3</u>		\$ 15,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
<u>4</u>		\$ 12,289.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II for noncash contributions.)
<u>5</u>		\$ 40,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
<u>6</u>		\$ 35,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)

Name of organization

Employer identification number

NEW MEXICO ENVIRONMENTAL LAW CENTER

85-0360664

**Part I Contributors** (See instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
7		\$ 150,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
8		\$ 15,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
9		\$ 10,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
10		\$ 51,900.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
11		\$ 15,100.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
12		\$ 20,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)

Name of organization

Employer identification number

NEW MEXICO ENVIRONMENTAL LAW CENTER

85-0360664

**Part I Contributors** (See instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
13		\$ 10,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
14		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
15		\$ 15,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
16		\$ 10,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
17		\$ 5,120.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II for noncash contributions.)
18		\$ 7,500.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)



Name of organization	Employer identification number
NEW MEXICO ENVIRONMENTAL LAW CENTER	85-0360664

**Part I Contributors** (See instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
19		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
20		\$ 4,953.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II for noncash contributions.)
21		\$ 50,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
22		\$ 8,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
23		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
24		\$ 9,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)

Name of organization <b>NEW MEXICO ENVIRONMENTAL LAW CENTER</b>	Employer identification number <b>85-0360664</b>
--	---

**Part I Contributors** (See instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
25		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
26		\$ 20,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
27		\$ 32,071.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
28		\$ 5,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)

Name of organization

Employer identification number

NEW MEXICO ENVIRONMENTAL LAW CENTER

85-0360664

**Part II Noncash Property** (See instructions). Use duplicate copies of Part II if additional space is needed.

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (See instructions)	(d) Date received
4	106 SHARES OF INTUIT INC COMMON STOCK	\$ 12,289.	12/12/16
17	47 SHARES OF CHEVRON CORP	\$ 5,120.	11/29/16
20	130 SHARES OF MFS RESEARCH FUND CLASS A	\$ 4,953.	12/13/16
		\$	
		\$	
		\$	

Name of organization

Employer identification number

NEW MEXICO ENVIRONMENTAL LAW CENTER

85-0360664

**Part III**

Exclusively religious, charitable, etc., contributions to organizations described in section 501(c)(7), (8), or (10) that total more than \$1,000 for the year from any one contributor. Complete columns (a) through (e) and the following line entry. For organizations completing Part III, enter the total of exclusively religious, charitable, etc., contributions of \$1,000 or less for the year. (Enter this info. once.) ▶ \$

Use duplicate copies of Part III if additional space is needed.

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee



**SCHEDULE C**  
**(Form 990 or 990-EZ)**

Department of the Treasury  
Internal Revenue Service

**Political Campaign and Lobbying Activities**

For Organizations Exempt From Income Tax Under section 501(c) and section 527  
▶ **Complete if the organization is described below.** ▶ **Attach to Form 990 or Form 990-EZ.**  
▶ **Information about Schedule C (Form 990 or 990-EZ) and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).**

OMB No. 1545-0047

**2016**

**Open to Public  
Inspection**

**If the organization answered "Yes," on Form 990, Part IV, line 3, or Form 990-EZ, Part V, line 46 (Political Campaign Activities), then**

- Section 501(c)(3) organizations: Complete Parts I-A and B. Do not complete Part I-C.
- Section 501(c) (other than section 501(c)(3)) organizations: Complete Parts I-A and C below. Do not complete Part I-B.
- Section 527 organizations: Complete Part I-A only.

**If the organization answered "Yes," on Form 990, Part IV, line 4, or Form 990-EZ, Part VI, line 47 (Lobbying Activities), then**

- Section 501(c)(3) organizations that have filed Form 5768 (election under section 501(h)): Complete Part II-A. Do not complete Part II-B.
- Section 501(c)(3) organizations that have NOT filed Form 5768 (election under section 501(h)): Complete Part II-B. Do not complete Part II-A.

**If the organization answered "Yes," on Form 990, Part IV, line 5 (Proxy Tax) (see separate instructions) or Form 990-EZ, Part V, line 35c (Proxy Tax) (see separate instructions), then**

- Section 501(c)(4), (5), or (6) organizations: Complete Part III.

Name of organization <b>NEW MEXICO ENVIRONMENTAL LAW CENTER</b>	Employer identification number <b>85-0360664</b>
--	---

**Part I-A Complete if the organization is exempt under section 501(c) or is a section 527 organization.**

1 Provide a description of the organization's direct and indirect political campaign activities in Part IV.

2 Political campaign activity expenditures ..... ▶ \$ \_\_\_\_\_

3 Volunteer hours for political campaign activities ..... \_\_\_\_\_

**Part I-B Complete if the organization is exempt under section 501(c)(3).**

1 Enter the amount of any excise tax incurred by the organization under section 4955 ..... ▶ \$ \_\_\_\_\_

2 Enter the amount of any excise tax incurred by organization managers under section 4955 ..... ▶ \$ \_\_\_\_\_

3 If the organization incurred a section 4955 tax, did it file Form 4720 for this year? ..... ☐ Yes ☐ No

4a Was a correction made? ..... ☐ Yes ☐ No

b If "Yes," describe in Part IV.

**Part I-C Complete if the organization is exempt under section 501(c), except section 501(c)(3).**

1 Enter the amount directly expended by the filing organization for section 527 exempt function activities ..... ▶ \$ \_\_\_\_\_

2 Enter the amount of the filing organization's funds contributed to other organizations for section 527  
exempt function activities ..... ▶ \$ \_\_\_\_\_

3 Total exempt function expenditures. Add lines 1 and 2. Enter here and on Form 1120-POL,  
line 17b ..... ▶ \$ \_\_\_\_\_

4 Did the filing organization file **Form 1120-POL** for this year? ..... ☐ Yes ☐ No

5 Enter the names, addresses and employer identification number (EIN) of all section 527 political organizations to which the filing organization made payments. For each organization listed, enter the amount paid from the filing organization's funds. Also enter the amount of political contributions received that were promptly and directly delivered to a separate political organization, such as a separate segregated fund or a political action committee (PAC). If additional space is needed, provide information in Part IV.

(a) Name	(b) Address	(c) EIN	(d) Amount paid from filing organization's funds. If none, enter -0-	(e) Amount of political contributions received and promptly and directly delivered to a separate political organization. If none, enter -0-

For Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ.

Schedule C (Form 990 or 990-EZ) 2016

LHA

632041 11-10-16

**Part II-A** Complete if the organization is exempt under section 501(c)(3) and filed Form 5768 (election under section 501(h)).

A Check ☐ if the filing organization belongs to an affiliated group (and list in Part IV each affiliated group member's name, address, EIN, expenses, and share of excess lobbying expenditures).

B Check ☐ if the filing organization checked box A and "limited control" provisions apply.

Limits on Lobbying Expenditures (The term "expenditures" means amounts paid or incurred.)		(a) Filing organization's totals	(b) Affiliated group totals												
1a Total lobbying expenditures to influence public opinion (grass roots lobbying) .....															
b Total lobbying expenditures to influence a legislative body (direct lobbying) .....		10,889.													
c Total lobbying expenditures (add lines 1a and 1b) .....		10,889.													
d Other exempt purpose expenditures .....		902,670.													
e Total exempt purpose expenditures (add lines 1c and 1d) .....		913,559.													
f Lobbying nontaxable amount. Enter the amount from the following table in both columns.		162,034.													
<table border="1"> <thead> <tr> <th>If the amount on line 1e, column (a) or (b) is:</th> <th>The lobbying nontaxable amount is:</th> </tr> </thead> <tbody> <tr> <td>Not over \$500,000</td> <td>20% of the amount on line 1e.</td> </tr> <tr> <td>Over \$500,000 but not over \$1,000,000</td> <td>\$100,000 plus 15% of the excess over \$500,000.</td> </tr> <tr> <td>Over \$1,000,000 but not over \$1,500,000</td> <td>\$175,000 plus 10% of the excess over \$1,000,000.</td> </tr> <tr> <td>Over \$1,500,000 but not over \$17,000,000</td> <td>\$225,000 plus 5% of the excess over \$1,500,000.</td> </tr> <tr> <td>Over \$17,000,000</td> <td>\$1,000,000.</td> </tr> </tbody> </table>		If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:	Not over \$500,000	20% of the amount on line 1e.	Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000.	Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000.	Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000.	Over \$17,000,000	\$1,000,000.		
If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:														
Not over \$500,000	20% of the amount on line 1e.														
Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000.														
Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000.														
Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000.														
Over \$17,000,000	\$1,000,000.														
g Grassroots nontaxable amount (enter 25% of line 1f) .....		40,509.													
h Subtract line 1g from line 1a. If zero or less, enter -0- .....		0.													
i Subtract line 1f from line 1c. If zero or less, enter -0- .....		0.													
j If there is an amount other than zero on either line 1h or line 1i, did the organization file Form 4720 reporting section 4911 tax for this year? .....			<input type="checkbox"/> Yes <input type="checkbox"/> No												

**4-Year Averaging Period Under section 501(h)**  
(Some organizations that made a section 501(h) election do not have to complete all of the five columns below.  
See the separate instructions for lines 2a through 2f.)

Lobbying Expenditures During 4-Year Averaging Period					
Calendar year (or fiscal year beginning in)	(a) 2013	(b) 2014	(c) 2015	(d) 2016	(e) Total
2a Lobbying nontaxable amount	147,849.	149,882.	157,809.	162,034.	617,574.
b Lobbying ceiling amount (150% of line 2a, column(e))					926,361.
c Total lobbying expenditures	10,761.	10,401.	21,500.	10,889.	53,551.
d Grassroots nontaxable amount	36,962.	37,471.	39,452.	40,509.	154,394.
e Grassroots ceiling amount (150% of line 2d, column (e))					231,591.
f Grassroots lobbying expenditures					

Schedule C (Form 990 or 990-EZ) 2016

**Part II-B** Complete if the organization is exempt under section 501(c)(3) and has NOT filed Form 5768 (election under section 501(h)).

For each "Yes," response on lines 1a through 1i below, provide in Part IV a detailed description of the lobbying activity.

	(a)		(b)
	Yes	No	Amount
<b>1</b> During the year, did the filing organization attempt to influence foreign, national, state or local legislation, including any attempt to influence public opinion on a legislative matter or referendum, through the use of:			
<b>a</b> Volunteers?			
<b>b</b> Paid staff or management (include compensation in expenses reported on lines 1c through 1i)?			
<b>c</b> Media advertisements?			
<b>d</b> Mailings to members, legislators, or the public?			
<b>e</b> Publications, or published or broadcast statements?			
<b>f</b> Grants to other organizations for lobbying purposes?			
<b>g</b> Direct contact with legislators, their staffs, government officials, or a legislative body?			
<b>h</b> Rallies, demonstrations, seminars, conventions, speeches, lectures, or any similar means?			
<b>i</b> Other activities?			
<b>j</b> Total. Add lines 1c through 1i			
<b>2a</b> Did the activities in line 1 cause the organization to be not described in section 501(c)(3)?			
<b>b</b> If "Yes," enter the amount of any tax incurred under section 4912			
<b>c</b> If "Yes," enter the amount of any tax incurred by organization managers under section 4912			
<b>d</b> If the filing organization incurred a section 4912 tax, did it file Form 4720 for this year?			

**Part III-A** Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6).

	Yes	No
<b>1</b> Were substantially all (90% or more) dues received nondeductible by members?	<b>1</b>	
<b>2</b> Did the organization make only in-house lobbying expenditures of \$2,000 or less?	<b>2</b>	
<b>3</b> Did the organization agree to carry over lobbying and political campaign activity expenditures from the prior year?	<b>3</b>	

**Part III-B** Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6) and if either (a) BOTH Part III-A, lines 1 and 2, are answered "No," OR (b) Part III-A, line 3, is answered "Yes."

<b>1</b> Dues, assessments and similar amounts from members	<b>1</b>	
<b>2</b> Section 162(e) nondeductible lobbying and political expenditures (do not include amounts of political expenses for which the section 527(f) tax was paid).		
<b>a</b> Current year	<b>2a</b>	
<b>b</b> Carryover from last year	<b>2b</b>	
<b>c</b> Total	<b>2c</b>	
<b>3</b> Aggregate amount reported in section 6033(e)(1)(A) notices of nondeductible section 162(e) dues	<b>3</b>	
<b>4</b> If notices were sent and the amount on line 2c exceeds the amount on line 3, what portion of the excess does the organization agree to carryover to the reasonable estimate of nondeductible lobbying and political expenditure next year?	<b>4</b>	
<b>5</b> Taxable amount of lobbying and political expenditures (see instructions)	<b>5</b>	

**Part IV** Supplemental Information

Provide the descriptions required for Part I-A, line 1; Part I-B, line 4; Part I-C, line 5; Part II-A (affiliated group list); Part II-A, lines 1 and 2 (see instructions); and Part II-B, line 1. Also, complete this part for any additional information.

---



---



---



---



---



---



---



---

**SCHEDULE D**  
(Form 990)

Department of the Treasury  
Internal Revenue Service

**Supplemental Financial Statements**

▶ Complete if the organization answered "Yes" on Form 990, Part IV, line 6, 7, 8, 9, 10, 11a, 11b, 11c, 11d, 11e, 11f, 12a, or 12b.  
▶ Attach to Form 990.

▶ Information about Schedule D (Form 990) and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

OMB No. 1545-0047

**2016**

Open to Public  
Inspection

Name of the organization

NEW MEXICO ENVIRONMENTAL LAW CENTER

Employer identification number

85-0360664

**Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts.** Complete if the organization answered "Yes" on Form 990, Part IV, line 6.

	(a) Donor advised funds	(b) Funds and other accounts
1 Total number at end of year .....		
2 Aggregate value of contributions to (during year) .....		
3 Aggregate value of grants from (during year) .....		
4 Aggregate value at end of year .....		
5 Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control? .....		<input type="checkbox"/> Yes <input type="checkbox"/> No
6 Did the organization inform all grantees, donors, and donor advisors in writing that grant funds can be used only for charitable purposes and not for the benefit of the donor or donor advisor, or for any other purpose conferring impermissible private benefit? .....		<input type="checkbox"/> Yes <input type="checkbox"/> No

**Part II Conservation Easements.** Complete if the organization answered "Yes" on Form 990, Part IV, line 7.

1 Purpose(s) of conservation easements held by the organization (check all that apply).  
☐ Preservation of land for public use (e.g., recreation or education) ☐ Preservation of a historically important land area  
☐ Protection of natural habitat ☐ Preservation of a certified historic structure  
☐ Preservation of open space

2 Complete lines 2a through 2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year.

	Held at the End of the Tax Year
a Total number of conservation easements .....	2a
b Total acreage restricted by conservation easements .....	2b
c Number of conservation easements on a certified historic structure included in (a) .....	2c
d Number of conservation easements included in (c) acquired after 8/17/06, and not on a historic structure listed in the National Register .....	2d

3 Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the tax year ▶ .....

4 Number of states where property subject to conservation easement is located ▶ .....

5 Does the organization have a written policy regarding the periodic monitoring, inspection, handling of violations, and enforcement of the conservation easements it holds? .....

6 Staff and volunteer hours devoted to monitoring, inspecting, handling of violations, and enforcing conservation easements during the year ▶ .....

7 Amount of expenses incurred in monitoring, inspecting, handling of violations, and enforcing conservation easements during the year ▶ \$ .....

8 Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and section 170(h)(4)(B)(ii)? .....

9 In Part XIII, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements.

**Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 8.

1a If the organization elected, as permitted under SFAS 116 (ASC 958), not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide, in Part XIII, the text of the footnote to its financial statements that describes these items.

b If the organization elected, as permitted under SFAS 116 (ASC 958), to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items:

(i) Revenue included on Form 990, Part VIII, line 1 .....

(ii) Assets included in Form 990, Part X .....

2 If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 (ASC 958) relating to these items:

a Revenue included on Form 990, Part VIII, line 1 .....

b Assets included in Form 990, Part X .....

LHA For Paperwork Reduction Act Notice, see the Instructions for Form 990.

Schedule D (Form 990) 2016

632051 08-29-16



**Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets** (continued)

3 Using the organization's acquisition, accession, and other records, check any of the following that are a significant use of its collection items (check all that apply):

a ☐ Public exhibition

d ☐ Loan or exchange programs

b ☐ Scholarly research

e ☐ Other \_\_\_\_\_

c ☐ Preservation for future generations

4 Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIII.

5 During the year, did the organization solicit or receive donations of art, historical treasures, or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection? ☐ Yes ☐ No

**Part IV Escrow and Custodial Arrangements.** Complete if the organization answered "Yes" on Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a Is the organization an agent, trustee, custodian or other intermediary for contributions or other assets not included on Form 990, Part X? ☐ Yes ☐ No

b If "Yes," explain the arrangement in Part XIII and complete the following table:

	Amount
c Beginning balance	1c
d Additions during the year	1d
e Distributions during the year	1e
f Ending balance	1f

2a Did the organization include an amount on Form 990, Part X, line 21, for escrow or custodial account liability? ☐ Yes ☐ No

b If "Yes," explain the arrangement in Part XIII. Check here if the explanation has been provided on Part XIII ☐

**Part V Endowment Funds.** Complete if the organization answered "Yes" on Form 990, Part IV, line 10.

	(a) Current year	(b) Prior year	(c) Two years back	(d) Three years back	(e) Four years back
1a Beginning of year balance					
b Contributions					
c Net investment earnings, gains, and losses					
d Grants or scholarships					
e Other expenditures for facilities and programs					
f Administrative expenses					
g End of year balance					

2 Provide the estimated percentage of the current year end balance (line 1g, column (a)) held as:

a Board designated or quasi-endowment ☐ %

b Permanent endowment ☐ %

c Temporarily restricted endowment ☐ %

The percentages on lines 2a, 2b, and 2c should equal 100%.

3a Are there endowment funds not in the possession of the organization that are held and administered for the organization by:

(i) unrelated organizations

(ii) related organizations

	Yes	No
3a(i)		
3a(ii)		
3b		

b If "Yes" on line 3a(ii), are the related organizations listed as required on Schedule R? ☐

4 Describe in Part XIII the intended uses of the organization's endowment funds.

**Part VI Land, Buildings, and Equipment.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 11a. See Form 990, Part X, line 10.

Description of property	(a) Cost or other basis (investment)	(b) Cost or other basis (other)	(c) Accumulated depreciation	(d) Book value
1a Land				
b Buildings				
c Leasehold improvements				
d Equipment		37,608.	32,229.	5,379.
e Other		4,890.	3,919.	971.
Total. Add lines 1a through 1e. (Column (d) must equal Form 990, Part X, column (B), line 10c.)				6,350.

Schedule D (Form 990) 2016

**Part VII Investments - Other Securities.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 11b. See Form 990, Part X, line 12.

(a) Description of security or category (including name of security)	(b) Book value	(c) Method of valuation: Cost or end-of-year market value
(1) Financial derivatives .....		
(2) Closely-held equity interests .....		
(3) Other .....		
(A) MUTUAL FUNDS	77,221.	END-OF-YEAR MARKET VALUE
(B) TREASURY FUNDS	765.	END-OF-YEAR MARKET VALUE
(C) STOCKS	42,455.	END-OF-YEAR MARKET VALUE
(D)		
(E)		
(F)		
(G)		
(H)		
<b>Total.</b> (Col. (b) must equal Form 990, Part X, col. (B) line 12.) ▶	120,441.	

**Part VIII Investments - Program Related.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 11c. See Form 990, Part X, line 13.

(a) Description of investment	(b) Book value	(c) Method of valuation: Cost or end-of-year market value
(1)		
(2)		
(3)		
(4)		
(5)		
(6)		
(7)		
(8)		
(9)		
<b>Total.</b> (Col. (b) must equal Form 990, Part X, col. (B) line 13.) ▶		

**Part IX Other Assets.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 11d. See Form 990, Part X, line 15.

(a) Description	(b) Book value
(1)	
(2)	
(3)	
(4)	
(5)	
(6)	
(7)	
(8)	
(9)	
<b>Total.</b> (Column (b) must equal Form 990, Part X, col. (B) line 15.) ▶	

**Part X Other Liabilities.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 11e or 11f. See Form 990, Part X, line 25.

1. (a) Description of liability	(b) Book value
(1) Federal income taxes	
(2) ACCRUED VACATION	45,089.
(3)	
(4)	
(5)	
(6)	
(7)	
(8)	
(9)	
<b>Total.</b> (Column (b) must equal Form 990, Part X, col. (B) line 25.) ▶	45,089.

2. Liability for uncertain tax positions. In Part XIII, provide the text of the footnote to the organization's financial statements that reports the organization's liability for uncertain tax positions under FIN 48 (ASC 740). Check here if the text of the footnote has been provided in Part XIII ☒

**Part XI Reconciliation of Revenue per Audited Financial Statements With Revenue per Return.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 12a.

1	Total revenue, gains, and other support per audited financial statements	1	815,005.
2	Amounts included on line 1 but not on Form 990, Part VIII, line 12:		
a	Net unrealized gains (losses) on investments	2a	8,019.
b	Donated services and use of facilities	2b	
c	Recoveries of prior year grants	2c	
d	Other (Describe in Part XIII.)	2d	
e	Add lines 2a through 2d	2e	8,019.
3	Subtract line 2e from line 1	3	806,986.
4	Amounts included on Form 990, Part VIII, line 12, but not on line 1:		
a	Investment expenses not included on Form 990, Part VIII, line 7b	4a	
b	Other (Describe in Part XIII.)	4b	
c	Add lines 4a and 4b	4c	0.
5	Total revenue. Add lines 3 and 4c. (This must equal Form 990, Part I, line 12.)	5	806,986.

**Part XII Reconciliation of Expenses per Audited Financial Statements With Expenses per Return.**

Complete if the organization answered "Yes" on Form 990, Part IV, line 12a.

1	Total expenses and losses per audited financial statements	1	913,559.
2	Amounts included on line 1 but not on Form 990, Part IX, line 25:		
a	Donated services and use of facilities	2a	
b	Prior year adjustments	2b	
c	Other losses	2c	
d	Other (Describe in Part XIII.)	2d	
e	Add lines 2a through 2d	2e	0.
3	Subtract line 2e from line 1	3	913,559.
4	Amounts included on Form 990, Part IX, line 25, but not on line 1:		
a	Investment expenses not included on Form 990, Part VIII, line 7b	4a	
b	Other (Describe in Part XIII.)	4b	
c	Add lines 4a and 4b	4c	0.
5	Total expenses. Add lines 3 and 4c. (This must equal Form 990, Part I, line 18.)	5	913,559.

**Part XIII Supplemental Information.**

Provide the descriptions required for Part II, lines 3, 5, and 9; Part III, lines 1a and 4; Part IV, lines 1b and 2b; Part V, line 4; Part X, line 2; Part XI, lines 2d and 4b; and Part XII, lines 2d and 4b. Also complete this part to provide any additional information.

**PART X, LINE 2:**

THE LAW CENTER HAS BEEN CLASSIFIED AS AN OTHER-THAN PRIVATE FOUNDATION AND IS TAX-EXEMPT UNDER SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE, ALTHOUGH SUBJECT TO TAX ON INCOME FROM UNRELATED BUSINESS. ON JANUARY 1, 2009, THE LAW CENTER ADOPTED THE RECOGNITION REQUIREMENTS FOR UNCERTAIN INCOME TAX POSITIONS AS REQUIRED BY GENERALLY ACCEPTED ACCOUNTING PRINCIPALS, WITH NO CUMULATIVE EFFECT ADJUSTMENT REQUIRED. AS OF DECEMBER 31, 2016, TAX YEARS 2013 THROUGH 2015 REMAIN SUBJECT TO EXAMINATION BY MAJOR TAX JURISDICTIONS.

<b>Part XIII</b>	<b>Supplemental Information</b> <i>(continued)</i>
------------------	--

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.



**SCHEDULE O**  
**(Form 990 or 990-EZ)**

Department of the Treasury  
Internal Revenue Service

**Supplemental Information to Form 990 or 990-EZ**

Complete to provide information for responses to specific questions on  
Form 990 or 990-EZ or to provide any additional information.

▶ Attach to Form 990 or 990-EZ.

▶ Information about Schedule O (Form 990 or 990-EZ) and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

OMB No. 1545-0047

**2016**

Open to Public  
Inspection

Name of the organization

NEW MEXICO ENVIRONMENTAL LAW CENTER

Employer identification number

85-0360664

FORM 990, PART VI, SECTION A, LINE 6:

MEMBERS PAY DUES TO SUPPORT THE LAW CENTER IN PROTECTING NEW MEXICO'S  
NATURAL ENVIRONMENT AND DIVERSE COMMUNITIES. IN RETURN FOR THEIR DUES,  
MEMBERS RECEIVE PUBLICATIONS REGARDING NEW MEXICO ENVIRONMENTAL ISSUES AND  
UPDATED ENVIRONMENTAL NEWS VIA THE WEB SITE.

FORM 990, PART VI, SECTION B, LINE 11B:

FORM 990 IS REVIEWED WITH THE FINANCE COMMITTEE PRIOR TO FILING. A COPY OF  
THE 990 IS PROVIDED TO EACH MEMBER OF THE GOVERNING BOARD. THE FINANCE  
COMMITTEE REPORTS ON THE SUBSTANCE OF THE FORM TO THE BOARD.

FORM 990, PART VI, SECTION B, LINE 12C:

ALL MEMBERS OF THE GOVERNING BODY AND MANAGEMENT ARE KEENLY AWARE OF THE  
CONFLICT OF INTEREST POLICY. POTENTIAL CONFLICTS ARE DISCUSSED AT BOARD  
MEETINGS AND ANYONE WITH A POTENTIAL CONFLICT IS RECUSED.

FORM 990, PART VI, SECTION B, LINE 15:

THE ORGANIZATION CONDUCTS A REVIEW OF THE SALARIES PAID BY OTHER  
ORGANIZATIONS TO MAKE SURE THAT THE ORGANIZATION'S SALARIES ARE COMPARABLE  
FOR COMPARABLE POSITIONS. THE REVIEW IS CONDUCTED ON AN ANNUAL BASIS AS  
PART OF THE BUDGET PREPARATION PROCESS FOR THE FOLLOWING FISCAL YEAR. DUE  
TO THE TIME COMMITMENT REQUIRED TO CONDUCT SALARY REVIEWS, TO OBTAIN THE  
INFORMATION NECESSARY TO CONDUCT SALARY REVIEWS, THE ORGANIZATION USUALLY  
PARTICIPATES IN ANNUAL SALARY INFORMATION SURVEYS SO THAT THE ORGANIZATION  
CAN RECEIVE COPIES OF THE RESULTS. COPIES OF THAT DOCUMENTATION IS  
RETAINED FOR SEVERAL YEARS. A LEVEL OF COMPENSATION FOR EACH STAFF

LHA For Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ.

Schedule O (Form 990 or 990-EZ) (2016)

632211 08-25-16

Name of the organization

NEW MEXICO ENVIRONMENTAL LAW CENTER

Employer identification number

85-0360664

POSITION IS PROPOSED FOR THE FOLLOWING FISCAL YEAR AND IS USUALLY PHRASED  
 IN TERMS OF A PROPOSED RAISE OVER THE EXISTING SALARY FOR THAT POSITION.  
 THAT PROPOSAL IS DISCUSSED WITH THE BOARD OF DIRECTORS DURING AN EXECUTIVE  
 SESSION THAT IS HELD DURING THE BOARD MEETING AT WHICH THE ANNUAL BUDGET IS  
 ADOPTED. THE DELIBERATIONS DURING EXECUTIVE SESSIONS ARE NOT DOCUMENTED.  
 THE SALARY PACKAGE IS VOTED UPON BY THE BOARD OF DIRECTORS AT THAT MEETING  
 AS PART OF THE BOARD'S APPROVAL OF THE BUDGET. THE APPROVAL IS DOCUMENTED  
 IN THE MINUTES.

FORM 990, PART VI, SECTION C, LINE 19:

GOVERNING DOCUMENTS, CONFLICT OF INTEREST POLICY AND AUDITED FINANCIAL  
 STATEMENTS ARE MADE AVAILABLE TO THE PUBLIC UPON REQUEST.

August 31, 2017

New Mexico Environmental Law Center cases in litigation  
during 2016 fiscal year (January 1, 2016 – December 31, 2016)

Case #1

*Aquifer Science, LLC., v. Scott Verhines, New Mexico State Engineer.*

Background: This is a case in the New Mexico District Court for the Second Judicial District. It is case number CV-2014-07209. It is an appeal from a decision of the New Mexico State Engineer denying an application for water use from the Aquifer Science company to supply water to a proposed development on its Campbell Ranch property. By statute, this is a trial de novo (essentially, a "do over") on the underlying issues upon which the State Engineer determined to deny the water use application.

Public interest: The public interest here is in protecting the water supplies of persons who obtain water from the Sandia Basin--which the State Engineer declared to be closed to further development, as all water rights within it have been previously allocated and are used. The New Mexico Environmental Law Center represents two groups of citizens from areas adjacent to the proposed development whose usable water would be threatened by Aquifer Science, LLC being allowed to pump water for its development. The case also appears to be a speculative venture for the proponents of the development rather than an attempt to obtain a water right that would be put to beneficial use. Here, the purpose appears to be to upgrade the value of the property with water right in order to make it marketable.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor recovered attorneys' fees from an opposing party in this case.

Case #2

*Augustin Plains Ranch, LLC v. New Mexico State Engineer*

Background: This is case number 32,705 in the New Mexico Court of Appeals. During 2015, this case also was litigated in the Seventh Judicial District Court of New Mexico, where the case number was D-728-CV-2012-0008.

In 2007, Augustin Plains Ranch ("the Ranch") applied to the New Mexico State Engineer for a permit to appropriate 54,000 acre-feet of groundwater from the middle Rio Grande Underground Water Basin. The Ranch proposed to take the water from Catron County in Southern New Mexico and export it south to Texas or north to Santa Fe. The New Mexico Environmental Law Center represents approximately 80 local community members who opposed the Ranch's application.

When this matter was considered by the New Mexico State Engineer, the State Engineer denied the Ranch's application. That denial was upheld by the New Mexico District Court for the Seventh Judicial District, and the Ranch appealed to the New Mexico Court of Appeals. In August, 2014, the Court of Appeals dismissed the appeal on the basis of a motion filed by the Ranch asserting that the appeal was moot. During 2015, there was further litigation in the Seventh Judicial District Court about whether the District Court case should be dismissed and whether the matter should be remanded to the State Engineer. That litigation was resolved by an order entered by the District Court in early February 2016.

The Ranch then filed a "Corrected Application" on April 28, 2016. Public notice was given of this "Corrected Application" and the New Mexico Environmental Law Center filed a

Motion for Relief from the Court's Order Closing the Case with the Seventh Judicial District Court on the grounds that the "Corrected Application" was the same application the Court had dismissed for failing to identify beneficial use, place of use, and end users for the requested water appropriation. The Court denied that motion on September 22, 2016. The Water Rights Division of the Office of the State Engineer then filed a Request to Docket Hearing on February 2, 2017 and the Hearing Unit issued a Docketing Order on May 3, 2017 appointing a Hearing Officer in this matter. The Hearing Officer issued a public notice for a September 28, 2017 "public meeting" to be held at New Mexico Institute of Mining and Technology to provide [the Ranch] an opportunity, if amenable, to provide a description and summary of its "Corrected Application" and for Protestants to succinctly state their positions other than those stated in their respective protest letters. The Hearing Officer also issued a Scheduling Order on August 10, 2017, which sets the evidentiary hearing on the Ranch's "Corrected Application" for June, 2019.

Public interest: The public interest in this case is the manner in which groundwater is dealt with in New Mexico. Groundwater in New Mexico belongs to the public and speculation in water rights is detrimental to public welfare. Additional groundwater depletion will dry up springs that support wetlands and riparian environments. The New Mexico Environmental Law Center's clients are concerned that the proposed appropriation of the groundwater sought by the Ranch will dry up the wells on which they depend.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor received attorneys' fees from an opposing party in this case.

#### Cases #3 and #4

The following two cases relate to the proposed Santolina development.

##### Case #3

*Javier Benavidez, James Santiago Maestas, Roberto Roibal, SouthWest Organizing Project, New Mexico Health Equity Working Group, and Pajarito Village Association v. Bernalillo County Board of County Commissioners, and Art De La Cruz, Wayne Johnson, Debbie O'Malley, Maggie Hart Stebbins, and Lonnie Talbert, Bernalillo County Commissioners, and Consensus Planning, Inc. and Western Albuquerque Land Holdings, LLC*

New Mexico Second Judicial District Court case D-202-CV-2015-04466

##### Case #4

*Javier Benavidez, James Santiago Maestas, Roberto Roibal, SouthWest Organizing Project, New Mexico Health Equity Working Group, and Pajarito Village Association v. Bernalillo County Board of County Commissioners, and Art De La Cruz, Wayne Johnson, Debbie O'Malley, Maggie Hart Stebbins, and Lonnie Talbert, Bernalillo County Commissioners, and Consensus Planning, Inc. and Western Albuquerque Land Holdings, LLC*

New Mexico Second Judicial District Court case D-202-CV-2015-05363

Background: These two cases both involve the proposed Santolina development, which is a proposed planned community that, at full build out, would be home to approximately 90,000 people on the West Mesa of Albuquerque.

Each of the cases was filed in the New Mexico Second Judicial District Court by the New Mexico Environmental Law Center on behalf of the following clients: Javier Benavidez, Santiago James Maestas, Roberto Roibal, the SouthWest Organizing Project, the New Mexico Health Equity Working Group, and the Pajarito Village Association. The cases were filed against the Bernalillo County (New Mexico) Board of County Commissioners, the five



individual members of the Board of County Commissioners, and the two companies promoting the proposed development, Consensus Planning, Inc. and Western Albuquerque Land Holdings, LLC.

In these cases, the New Mexico Environmental Law Center's clients sought to have the District Court review and vacate the following five decisions made by the Board of County Commissioners pertaining to the proposed Santolina development:

- The Board of County Commissioners' denial of the appeal filed by several of the clients to the Board from a determination of the Bernalillo County Planning Commission (the "Planning Commission") recommending that the Santolina Level A Master Plan be approved.
- The Board of County Commissioners' denial of the appeal filed by several of the clients to the Board from a decision of the Planning Commission approving the zone map amendment for the proposed Santolina development.
- The Board of County Commissioners' approval of the zone map amendment for the proposed Santolina development.
- The Board of County Commissioners' approval of the Santolina Level A Master Plan.
- The Board's approval of the development agreement between the Board and Western Albuquerque Land Holdings, LLC.

These cases were filed and litigated during 2015. In the course of that litigation, the cases (case #D-202-CV-2015-04466 and case #D-202-CV-2015-05363) were consolidated, and those two cases were still pending during 2016.

In the consolidated cases, the District Court issued a Memorandum Opinion and Order on May 31, 2017, reversing the Board of County Commissioners' decision approving the zone map amendment for the proposed Santolina development. Bernalillo County and the Santolina developers have filed motions for reconsideration of the Court's ruling on the zone map amendment. The New Mexico Environmental Law Center filed a motion for clarification of the effect of the Court's Order on the Santolina Level A Master Plan and the Santolina Level A Development Agreement. The New Mexico Environmental Law Center has argued that the Court's reversal of the Board's approval of the zone map amendment based on the Board's procedural violations invalidates subsequent decisions that were dependent upon the now invalidated zone map amendment. The County has ignored the Court's Order and has held a number of hearings on Santolina. On June 7, 2017, the County Planning Commission held a hearing on proposed amendments to the Board's conditions of approval for the Level A Master Plan proposed by the Santolina developers. The Planning Commission voted to approve the proposed amendments. The New Mexico Environmental Law Center then filed an appeal of that decision with the Board of County Commissioners. The Board held a public hearing on the Planning Commission's decision and the New Mexico Environmental Law Center's appeal of that decision on August 15, 2017. The Board voted to adopt the Planning Commission's decision and approve the Santolina developers' proposed amendments, thereby deferring the requirement for a fully executed development agreement with the Albuquerque/Bernalillo County Water Utility Authority from Level B to Level C phase of development.

Public interest: There are several public interest issues at stake in this litigation. The first is where the water will come from for the proposed Santolina development. The New Mexico Environmental Law Center's clients are particularly concerned about this issue because they fear that use of water for the proposed Santolina development will reduce the water that is available for other users in the Albuquerque area, which is where each of the individual clients is

located. The second public interest issue is whether the proposed Santolina development will lead to significant increases in traffic from the west side of Albuquerque to central Albuquerque, thereby causing significant pollution on the roads that connect Albuquerque to the west side. The third public interest issue is whether the children from the proposed Santolina development will exacerbate overcrowding that already exists in the Albuquerque Public School District schools that serve students on the west side of Albuquerque. And the fourth public interest issue is whether the development of the proposed Santolina development will cause increases in taxes for taxpayers elsewhere in Bernalillo county.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor recovered any attorneys' fees from an opposing party in any of these three cases.

#### Case #5

*Boling Enterprises, et. al. v. Oil Conservation Commission, et. al.*

This is New Mexico Court of Appeals case No. 33,505.

Background: In November and December of 2007, the New Mexico Oil Conservation Commission ("Commission") held hearings on a new regulation strengthening regulation of oil and gas exploration and production wastes. The New Mexico Environmental Law Center participated in that hearing on behalf of the Oil and Gas Accountability Project ("OGAP") and presented expert testimony.

In May 2008, the Commission promulgated the final regulation, referred to as the Pit Rule. In July 2008 a number of oil and gas producers appealed the Commission's final regulation to New Mexico District Court. The New Mexico Environmental Law Center represented OGAP in its effort to intervene in that proceeding and its motion to intervene was granted. The case was dismissed as moot in August, 2016.

Public interest: Oil and gas exploration and production generates significant amounts of toxic wastes that can contaminate groundwater and pollute the air. The Commission's final regulation was passed with the goal of protecting groundwater. Rather than simply burying toxic wastes in unlined holes in the ground where waste could contaminate groundwater, oil and gas producers are now required to line waste pits and are required to recycle waste under certain circumstances.

Attorneys' fees: No attorneys' fees have been requested or received by the New Mexico Environmental Law Center in this matter.

#### Case #6

*Communities for Clean Water v. New Mexico Water Quality Control Commission, New Mexico Environment Department, and Los Alamos National Security, LLC*

This is case no. 35253 in the New Mexico Court of Appeals.

Background: On August 21, 2015, Communities for Clean Water (a coalition of six community organizations; "CCW") filed an appeal with the New Mexico Water Quality Control Commission of the New Mexico environment Department Secretary's denial of a public hearing on draft ground water discharge permit DP-1793 and final approval of DP-1793 for Los Alamos National Laboratory. DP-1793 pertains to the clean up of a chromium plume in ground water that threatens water quality and safety for communities adjacent to Los Alamos National Laboratory ("LANL"). The Water Quality Control Commission held a public hearing on CCW's appeal at the end of 2015 and issued a final order on February 10, 2016 upholding the New Mexico Environment Department Secretary's denial of a public hearing on DP-1793. CCW then

filed an appeal of the Commission's final order to the New Mexico Court of Appeals. The New Mexico court of Appeals heard oral argument on CCW's appeal in May, 2017. The Court has yet to issue an opinion in this matter.

Public interest: The public interest in this matter is the public's right to a hearing on a draft ground water discharge permit. The issue in the case is whether the Environment Department Secretary has discretion to deny a request for a public hearing on a draft ground water discharge permit. Without a public hearing, CCW and other members of the public would not have an opportunity to provide expert testimony, to cross-examine witnesses for the Environment Department and the applicant for the ground water discharge permit, to challenge or question those witnesses about the technical aspects of the proposed ground water discharge permit, or to challenge or question how the Environment Department proposes to protect those people and communities who are downstream from the facility for which the proposed ground water discharge permit would be issued. Moreover, the Environment Department Secretary's denial of CCW's request for a hearing set a precedent for violation of the New Mexico Water Quality Act's legal requirements to provide meaningful opportunities for public participation in proceedings addressing ground water discharge permits.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor received attorneys' fees in this matter.

#### Case #7

*Concerned Citizens for Nuclear Safety v. Ron Curry, Secretary of the New Mexico Environment Department.*

This is case number 30,958 in the New Mexico Court of Appeals.

Background: This case is an appeal of a permitting decision by the New Mexico Environment Department Secretary (then Ron Curry) at the end of November, 2010. It was docketed in January, 2011. There is a docketing statement on file and settlement discussions have been taking place in an attempt to narrow the bases of appeal. The original permitting proceeding under appeal in this case was the Los Alamos National Laboratory Hazardous Waste Permits HBW 09-37(P), HBW 10-04(P).

Public interest: The public interest in the case involves protection of people who live near Los Alamos National Laboratory (LANL). Concerned Citizens for Nuclear Safety includes members of the Pueblo communities living around the LANL site, as well as people who live downstream and downwind of the facility. Proper, adequate and complete clean-up of the weapons building legacy waste is an abiding interest of many members of these communities. The purpose of the case is to either win the appellate issue or use it to force, in the settlement process, adequate clean-up of the facility.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor recovered attorneys' fees from an opposing party in this case.

#### Case #8

*Gila Resources Information Project, Amigos Bravos, Turner Ranch Properties, L.P., State of New Mexico ex rel. Hector Balderas, Attorney General, and William Olson, v. New Mexico Water Quality Control Commission and Freeport-McMoRan Chino Mines Company, Freeport-McMoRan Tyrone, Inc., Freeport-McMoRan Cobre Mining Company, and the New Mexico Environment Department*

New Mexico Court of Appeals cases 33,237, 33,238, and 33,245.

New Mexico Supreme Court cases S-1-SC-35279, 35289, and 35290.

Background: This is a case that was litigated in two different courts during 2015. First, the matter was the subject of litigation in the New Mexico Court of Appeals in three consolidated cases: Court of Appeals numbers 33,237, 33,238, and 33,245. The Court of Appeals issued a decision in April, 2015, and, acting on behalf of its clients, the New Mexico Environmental Law Center sought review by a writ of *certiorari* in the New Mexico Supreme Court in Supreme Court case number S-1-SC-35279. That case was subsequently consolidated with cases S-1-SC-35289 and 35290. The Supreme Court agreed to hear the three consolidated cases, and held oral argument on them in September, 2016. The cases were still pending as of December 31, 2016.

These three consolidated cases involve a rule adopted by the New Mexico Water Quality Control Commission. Freeport McMoRan, Inc. (Freeport) is an international copper mining company that owns and operates several open pit copper mines in New Mexico. At Freeport's request, the New Mexico Environment Department (NMED) proposed a new rule to allow contaminant discharges at copper mines to pollute groundwater. The new rule would legitimize the extensive existing groundwater pollution at Freeport's mines and authorize more such pollution at Freeport's and all other copper mines in the future. The new rule was adopted by the New Mexico Water Quality Control Commission.

Public interest: The New Mexico Environmental Law Center is involved in this matter because under-regulated open pit copper mines cause extensive and essentially permanent groundwater pollution, and approximately 80-90% of New Mexicans depend on groundwater as a domestic supply. The copper rule not only allows ground water pollution at copper mines, but it also sets a dangerous precedent for other types of mines and facilities.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor obtained attorneys' fees from an opposing party in this matter.

#### Case #9

*Multicultural Alliance for a Safe Environment, et. al. v. N.M. Mining Commission*  
New Mexico First Judicial District Court, No. D-101-CV-2012-02318.

Background: In 2011, the New Mexico Mining and Minerals Division ("MMD") held a public hearing on Rio Grande Resources' ("RGR") application to renew its Mt. Taylor uranium mine standby permit under the New Mexico Mining Act ("Act"). Although the New Mexico Environmental Law Center's clients were prepared to present expert testimony on several aspects of the permit application, including the adequacy of RGR's financial assurance for the mine and the adequacy of the MMD's environmental review, the MMD refused to allow our clients' testimony on these issues. Further, the MMD withheld, in its entirety, the economic viability analysis for the mine that RGR was required by the Act to produce. Acting as counsel for its client, the Multicultural Alliance for a Safe Environment ("MASE"), the New Mexico Environmental Law Center appealed MMD's decision to exclude testimony to District Court and won on all three issues. In the fall of 2014, RGR, MMD, and the New Mexico Environmental Law Center's clients resolved which economic issues should be disclosed.

In 2015, RGR determined that it would seek to re-open the mine, making the standby issues moot. In August 2015, MMD, with the concurrence of all parties, informed the court that it had complied with the court's order requiring financial assurance review and disclosure of economic information. The case remains open in the district court, although no further activity is anticipated.



Public interest: The public interests represented in this case are the public's ability to meaningfully participate in public hearings under the New Mexico Mining Act and the extent to which MMD can withhold economic information about a mine under the Act.

Attorneys' fees: The New Mexico Environmental Law Center has neither received nor sought attorneys' fees in this case.

#### Case # 10

*Nuclear Watch New Mexico v. United States Department of Energy, Los Alamos National Security, LLC, and the New Mexico Environment Department*

This is a case in the United States District Court for the District of New Mexico; it is case number 1:16-cv-00433-JCH-SCY.

Background: In 2005, the New Mexico Environment Department ("NMED") entered into a Consent Order with the University of California, which was at that time the sole operator of the Los Alamos National Laboratory ("the Laboratory"), on behalf of the United States Department of Energy, concerning requirements for the remediation of toxic waste buried in unlined pits and trenches (so-called legacy waste) from the making of nuclear explosives and related war-time activities. Under the current administration, the Hazardous Waste Bureau of the NMED allowed numerous mandatory deadlines for various aspects of the remediation process to expire or be extended outside the terms required under the Consent Order. The 2005 Consent Order, the state Hazardous Waste Act ("HWA") and the federal Resource Conservation and Recovery Act ("RCRA") required that those deadlines be met and imposed penalties for failure to meet those deadlines. In June, 2016, the NMED and the current operators of the Laboratory (51% continuing under the University of California, the rest divided among Bechtel, AECOM, and another company to form a consortium operator called LANS or Los Alamos National Security, LLC) entered into a new consent order that vitiated all of the deadlines in the original order and put the consortium and the Department of Energy in control of setting all future remediation deadlines. Nuclear Watch New Mexico sued to restore and enforce the Consent Order and to enforce RCRA and the state HWA. The lawsuit also seeks to impose penalties – which continue to accrue, but at the time of filing were approximately \$275,000,000.

The case is pending. DOE and LANS filed a motion to dismiss the case, and NMED joined that motion. The motion has been fully briefed and pending Court action since December of 2016.

Public interest: This case involves enforcement of RCRA and the HWA which are intended to protect occupational and public health and safety by assuring proper disposal and remediation of disposal sites involving the storage of hazardous waste.

Attorneys' fees: The New Mexico Environmental Law Center has sought attorney's fees and costs under RCRA in this case. However, filing for such fees would not take place if the case is dismissed. If the case goes forward, filing for fees under the provisions of the federal statute would take place at the end of the case and be determined by the Court.

#### Case #11

*Oil & Gas Accountability Project, et. al. v. New Mexico Oil Conservation Comm'n, et. al.*  
This is New Mexico Court of Appeals case no. 33,451.

Background: This case involves the regulation governing disposal of oil and gas wastes described in #5 above. As was pointed out there, in 2008, the New Mexico Oil Conservation Commission adopted a new regulation (the Pit Rule) governing disposal of those wastes. The Pit



Rule's chloride standard was subsequently amended in 2009 and appealed. Under New Mexico's new governor, in 2013 the Commission promulgated an entirely new Pit Rule, effectively rescinding and replacing the 2008 Pit Rule, including most of its important environmental protections. In February, 2016, the Court of Appeals issued a decision rejecting all of the claims advocated by the New Mexico Environmental Law Center, the Oil and Gas Accountability Project ("OGAP"). OGAP applied for *certiorari* to the New Mexico Supreme Court in March 2016. The Supreme Court refused to grant *certiorari*, and the case was closed.

Public interest: Oil and gas exploration and production generates significant amounts of toxic wastes that can contaminate groundwater and pollute the air. Nevertheless, the Commission's final 2013 regulation effectively eliminates all the important environmental public health and environmental protections that the 2008 Pit Rule provided. The New Mexico Environmental Law Center's clients appealed the 2013 Rule in order to challenge the legal bases of the 2013 Pit Rule.

Attorneys' fees: The New Mexico Environmental Law Center has neither received nor sought attorneys' fees in this case.

#### Case #12

*Oil and Gas Accountability Project v. New Mexico Oil Conservation Commission*  
New Mexico Court of Appeals, No. 33,522.

Background: This case involves the regulation governing disposal of oil and gas wastes described in case #5 and case #11. As was pointed out there, the New Mexico Oil Conservation Commission adopted a new regulation (the Pit Rule) governing disposal of those wastes. On February 27, 2009, the New Mexico Oil Conservation Division ("Division") filed an application with the State Oil Conservation Commission to amend various provisions of the Pit Rule, which commenced an administrative action before the Commission. Among other things, the Division sought to change the so-called chloride standard applicable to on-site trench burial of oil field waste from 250 mg/l to 3000 mg/l. Despite its prior findings that the 250 mg/l chloride standard was necessary to protect public health and the environment, the Commission adopted the 3000 mg/l standard. The New Mexico Environmental Law Center appealed the Commission's decision on behalf of the Oil and Gas Accountability Project to the New Mexico First Judicial District Court in Santa Fe, New Mexico, on July 29, 2009. The District Court certified this appeal to the New Mexico Court of Appeals. This appeal was dismissed for mootness in August 2016.

Public interest: The processes involved in exploration for and production of oil and gas generate significant amounts of toxic wastes that can contaminate groundwater and pollute the air. The State Oil Conservation Commission's Pit Rule was designed to protect groundwater. The weakening of the chloride standard will result in increased risk of pollution of groundwater.

Attorneys' fees: The New Mexico Environmental Law Center has neither received nor sought attorneys' fees in this case.

#### Case #13

*State of New Mexico, ex rel. Office of the State Engineer v. Elephant Butte Irrigation District, et al.*

This is a case in the New Mexico District Court for the Third Judicial District. The case number is CV-96-888.

Background: This is a proceeding to determine the extent of water rights belonging to

the New Mexico Copper Company [NMCC]. As the rights claimed are within the Lower Rio Grande, the adjudication takes place as part of the fixing of all water rights within that area.

Public interest: The public interest in this case is in protecting the water supplies for people living in the town of Hillsboro, New Mexico. New Mexico Environmental Law Center represents these protesters. They are a group of citizens who are members of the Percha-Animas Watershed Association and a domestic water users association in the town of Hillsboro, New Mexico. They are concerned that if the total water rights claimed by the NMCC is allocated to it, their water supplies will be compromised. Their intention in this litigation is to limit the NMCC water rights to no more than the New Mexico Office of the State Engineer offered to NMCC based upon proven beneficial use.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor recovered attorneys' fees from an opposing party in this case.

#### Case #14

##### *United States v. Curry*

This is a case in the United States District Court for the District of New Mexico; it is case number 1:10-CF-01251.

Background: Concerned Citizens for Nuclear Safety is an intervening defendant in this matter. The plaintiff is the United States Department of Energy which oversees Los Alamos National Laboratory (LANL), which is currently operated by intervening plaintiff Los Alamos National Security, LLC. The principal defendant is the New Mexico Environment Department. Concerned Citizens for Nuclear Safety litigated the issue of permissive intervention in the case and was granted that status on July 25, 2011. Since that time the case has been in settlement negotiations.

Public interest: The public interest involved in this matter is in the adequate clean up of the pollution caused by LANL. Concerned Citizens for Nuclear Safety includes members of the Pueblo communities living around the LANL site, as well as people who live downstream and downwind of the facility. Proper, adequate and complete clean-up of the weapons building legacy waste is an abiding interest of many members of these communities. While CCNS, as an intervening defendant, has no basis for winning this case, by being "on board" it has a seat at the table in the process of negotiated settlement. This provides an opportunity to strive for a settlement that will assure adequate clean-up of the LANL weapons building legacy waste.

Attorneys' fees: The New Mexico Environmental Law Center has neither sought nor recovered attorneys' fees in this matter.