

**TITLE 21      AGRICULTURE AND RANCHING**  
**CHAPTER 17   PEST, DISEASE, AND WEED CONTROL**  
**PART 44      CURRY AND ROOSEVELT COTTON BOLL WEEVIL CONTROL DISTRICT**  
**ASSESSMENT**

**21.17.44.1      ISSUING AGENCY:** Curry and Roosevelt Cotton Boll Weevil Control District  
[21.17.44.1 NMAC - N, 06/29/2001]

**21.17.44.2      SCOPE:** This rule establishes the control committee assessment to be paid by cotton producers in the Curry and Roosevelt cotton boll weevil control district.  
[21.17.44.2 NMAC - N, 06/29/2001]

**21.17.44.3      STATUTORY AUTHORITY:** Granted to the Curry and Roosevelt cotton boll weevil control committee under the Cotton Boll Weevil Control Act, Chapter 76, Article 6A, Sections 1 through 16, NMSA 1978 Compilation.  
[21.17.44.3 NMAC - N, 06/29/2001]

**21.17.44.4      DURATION:** Until the Curry and Roosevelt cotton boll weevil control district ceases to exist.  
[21.17.44.4 NMAC - N, 06/29/2001]

**21.17.44.5      EFFECTIVE DATE:** June 29, 2001, unless a later date is cited in the history note at the end of a section.  
[21.17.44.5 NMAC - N, 06/29/2001]

**21.17.44.6      OBJECTIVE:** The objective of Part 44, Chapter 17 is to establish the control district's assessment upon cotton producers for the support of the cotton boll weevil control district.  
[21.17.44.6 NMAC - N, 06/29/2001]

**21.17.44.7      DEFINITIONS:**  
**A.**      "Committee" means Curry and Roosevelt cotton boll weevil control committee.  
**B.**      "Control district" means Curry and Roosevelt cotton boll weevil control district.  
**C.**      "Producer" means any person producing five or more acres of cotton plants.  
[21.17.44.7 NMAC - N, 06/29/2001]

**21.17.44.8      ASSESSMENT:**  
**A.**      The committee assessment rate is set forth annually by the committee to be collected each annum from cotton producers in the control district. The control committee may annually set an incentive for early payment of the assessment.  
**B.**      Payment of the assessment levied by a local control committee against a cotton producer will be due and payable when the cotton producer receives an assessment statement from the control committee or their authorized agent.  
**C.**      The number of acres used in calculating the assessment amount due will be the number of land acres the cotton producer has certified with the farm service agency, or if the cotton acreage is not certified by the farm service agency the number of land acres used in calculating the assessment amount due shall be determined by other methods set by the control committee or their authorized agent. Any cotton acreage is subject to verification by the control committee.  
**D.**      Failure to comply with payment of assessment to the committee or their authorized agent may result in the recording of a lien on the cotton crop and/or property in the county clerk's office where the property is located. The lien will remain in effect until foreclosure or balance subject to the lien is paid in full. Interest may be assessed up to a rate of 18 percent per annum or 1 1/2 percent per month on the balance unpaid after 30 days.  
[21.17.44.8 NMAC - N, 06/29/2001; A, 09/29/2006; A, 07/30/2010]

**HISTORY OF 21.17.44 NMAC: [RESERVED]**