

**NOTICE OF PROPOSED RULEMAKING
AND OF RATE AND FORM HEARING**

NOTICE IS HEREBY GIVEN that the Superintendent of Insurance (“Superintendent”), pursuant to the New Mexico Insurance Code, Sections 59A-1 -1 et seq. NMSA 1978 (“Insurance Code”) proposes to repeal and replace parts 1 through 10 and parts 16 through 19 of Chapter 14 of Title 13 NMAC, TITLE INSURANCE.

PURPOSE OF THE PROPOSED NEW RULES: to modernize, streamline, update and supplement existing title rules; to harmonize rules with title statutes and statutory definitions; and to establish efficient practices for promulgating title rates and forms.

STATUTORY AUTHORITY: Sections 59A-2-8, 59A-2-9, 59A-30-4, 59A-30-6, 59A-30-6.1, 59A-30-6.2 and 59A-30-8 NMSA 1978.

Copies of the Notice of Proposed Rulemaking and proposed replacement rules are available by electronic download from the OSI website (<https://www.osi.state.nm.us/index.php/idms/>), the New Mexico Sunshine portal.

OSI will hold a public video/telephonic hearing on the proposed replacement rules on November 2, 2020 at 10:00 a.m.

Join via Video: <https://us02web.zoom.us/j/2916274744>

Join via telephone: 1-346-248-7799 Meeting ID: 291 627 4744

The Superintendent designates R. Alfred Walker to act as the hearing officer for this rulemaking. Oral comments will be accepted at the video/telephonic hearing from members of the public and any interested parties.

Written comments and proposals will be accepted through 4:00 pm on the day of the public hearing, or the last day of the public hearing if the public hearing extends for more than one day. Responses to written comments or oral comments will be accepted through 4:00 pm on November 13, 2020. Comments may be submitted via email to OSI-docketfiling@state.nm.us or may be filed by sending original copies to:

OSI Records and Docketing, NM Office of Superintendent of Insurance
1120 Paseo de Peralta, P.O. Box 1689, Santa Fe, NM 87504-1689

Docket No.: 20-00047-RULE-PC

IN THE MATTER OF ADOPTING REPLACEMENT RULES, CHAPTER 13 ARTICLE 14 NMAC, TITLE INSURANCE

Only signed statements, proposals or comments will be accepted. Scanned or electronic signatures conforming to federal and state court requirements will be accepted with the understanding that if there is any dispute regarding a signature, OSI reserves the right to require that original signatures be provided to verify the electronic or facsimile signature. All filings must be received between the hours of 8:00 a.m. and 4:00 p.m. Monday through Friday except on state holidays. Any filings received after 4:00 pm on a weekday will be filed to the docket the next business day.

The Superintendent will consider all oral comments, and will review all timely submitted written comments and responses.

NOTICE IS ALSO GIVEN that, in conjunction with promulgating replacement rules, the Superintendent, pursuant to Chapter 59A Article 30 of the Insurance Code, will conduct a public hearing to adopt by Order the rates and forms that are proposed to be removed from the replacement rules. Any Order adopting rates and forms will be contingent upon the Superintendent’s action in the above-referenced rulemaking.

Documents related to the rates and forms proceedings will be filed to:

Docket No.: 20-00048-RATE-PC

IN THE MATTER OF ADOPTING RATES AND FORMS FOR TITLE INSURANCE

The rate and form hearing will be conducted immediately following the rule hearing.

Join via Video: <https://us02web.zoom.us/j/2916274744>

Join via telephone: 1-346-248-7799 Meeting ID: 291 627 4744

SPECIAL NEEDS: Any person with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or other auxiliary aid or service to attend or participate in a hearing should contact Melissa Gutierrez at 505-476-0333 ten (10) business days prior to the hearing.

ISSUED this 29th day of September, 2020

/S/RUSSELL TOAL