

NOTICE OF PROPOSED RULEMAKING

The New Mexico Office of Superintendent of Insurance (OSI) gives notice of proposed revisions to Part 9, Section 18 of Title 13, Chapter 14 of the New Mexico Administrative Code (13.14.9.18 NMAC), administered by OSI pursuant to the laws pertaining to the regulation of insurance and as provided by the New Mexico Title Insurance Law, Chapter 59A, Article 30 NMSA 1978.

General rulemaking authority: New Mexico Constitution, Article XI, Sec. 20, and Section 59A-2-9 NMSA 1978 of the Insurance Code. Subject matter regulation authority: Sections 59A-30-4, 59A-30-6, 59A-30-6.1, and 59A-30-8 NMSA 1978 of the New Mexico Title Insurance Law. Emergency and permanent rulemaking authority: Section 14-4-5.6 NMSA 1978 of the State Records Act.

The purpose of the proposed rule amendments is to make permanent certain emergency rule amendments that went into effect on July 1, 2018. Those emergency rule amendments corrected errors in a previously adopted final rule.

Written Comments may be submitted for the record prior to the hearing and are due no later than 4:00 p.m. on **November 12, 2018**. Written Response Comments may be submitted for the record following the hearing and are due no later than 4:00 p.m. on **November 21, 2018**. Written Comments and Written Response Comments may be submitted via email to mariano.romero@state.nm.us or they may be filed by mail to the OSI Records Management Bureau at P.O. Box 1689, Santa Fe, NM 87504-1689 or by hand delivery, UPS or FED EX delivery to the OSI Records Management Bureau at 1120 Paseo de Peralta, Room 331, Santa Fe, NM 87501. Written Comments and Written Response Comments shall refer to Docket No. 18-00057-RULE-PC. All Written Comments and Written Response Comments will be posted on the OSI website at <http://www.osi.state.nm.us> under the "Legal" tab and also in the "Communications" section, under "Statutes and Rulemaking," Docket No. 18-00057-RULE-PC and also will be available for public inspection at 1120 Paseo de Peralta, Room 331, Santa Fe, NM 87501.

The rulemaking public hearing will be held on **November 19, 2018** beginning at **10:00 a.m.** at the offices of OSI located in the old PERA Building, at 1120 Paseo de Peralta, in Santa Fe. The purpose of the rulemaking public hearing is to receive oral comments about the proposed rule revisions. Because commenters are afforded the opportunity to submit written comments, any individual delivering oral comments shall be limited to five minutes to express their comments, subject to the hearing officer's discretion.

The hearing officer may also determine that a spokesperson be designated to speak on behalf of an organization, a group, or a group of individuals that share the same message or seek the same goals, in order to maximize the efficiency of the rulemaking public comment hearing. Because this case is a rulemaking proceeding, no testimony or other evidence will be taken at the hearing.

If you are an individual with a disability that requires assistance or an auxiliary aid (such as a sign language interpreter) to participate in any aspect of this process, please contact Melissa Martinez at (505) 476-0333 at least 48 hours prior to the commencement of the hearing.

The record of this case will close at **4:00 p.m. on November 21, 2018**.

DONE AND ORDERED this 16th day of October 2018.

/S/

JOHN G. FRANCHINI