

# **Agenda Item 15a**

**Presentation of proposed new rule  
19.30.17 NMAC - Procedural Rule  
for Public Rule Hearings per State  
Rules Act.**

January 11, 2018

# Background

- During the 2017 Regular Legislative Session, House Bill 58, Relating to Rules; creating requirements for posting, adopting, amending or repealing rules was passed.
- Bill was signed into law by Governor and became effective July 2017.
- Section of the law allows for each agency/commission to adopt procedure rules for public rule hearings consistent with the State Rules Act.

# Objective

- The Department is requesting the adoption of a new Part in rule to establish Procedural rules for public rule hearings for use by the Commission.
- The new rule would:
  - Describe the initiation process of rulemaking
  - Prescribe what is required in the Rulemaking Notice
  - Provide for a public comment period of at least 30 days
  - Describe the procedures for conducting the public hearing
  - Requirements of the rulemaking record and adoption
  - Filing deadlines and effective dates of newly adopted or repealed rules
  - Emergency Rules

# Questions

