

STATE OF NEW MEXICO  
PUBLIC REGULATION COMMISSION  
INSURANCE DIVISION

NEW MEXICO  
PUBLIC REGULATION  
COMMISSION  
FILED

2007 JUN 6 PM 1 49

IN THE MATTER OF AMENDING  
13.8.2 NMAC, RATE FILINGS BY  
INSURERS AND RATE SERVICE  
ORGANIZATIONS AND 13.8.3 NMAC  
CASUALTY, PROPERTY, TITLE  
AND VEHICLE INSURANCE POLICY  
FORMS

DOCKET NO. 07-00231-IN

**NOTICE OF HEARING ON PROPOSED RULEMAKING AND PROCEDURAL ORDER**

NOTICE IS HEREBY GIVEN that the New Mexico Superintendent of Insurance ("Superintendent") proposes to amend 13.8.2 NMAC, Rate Filings By Insurers And Rate Service Organizations and 13.8.3 NMAC, Casualty, Property, Title And Vehicle Insurance Policy Forms. The Superintendent, being fully advised, **FINDS and CONCLUDES:**

1. On April 6, 2007 Governor Richardson signed Senate Bill 483 (2007 N.M. Laws, Ch. 367) into law effective July 1, 2007. Senate Bill 483 significantly changes filing requirements and enacts other new provisions in the Insurance Rate Regulation Law, Article 17 Chapter 59A NMSA 1978.
2. The Superintendent is proposing amendments to 13.8.2 NMAC and 13.8.3 NMAC to implement Senate Bill 483.
3. Copies of the proposal are available as follows:
  - a. by downloading from the Public Regulation Commission's website, [www.nmprc.state.nm.us](http://www.nmprc.state.nm.us), under Proposed Rules, Insurance: Docket No. 07-0023-IN - Amending 13.8.2 NMAC, Rate Filings By Insurers And Rate Service Organizations and 13.8.3 NMAC, Casualty, Property, Title and Vehicle Insurance Policy Forms;
  - b. by sending a written request with the docket number, rule names, and rule numbers to the Public Regulation Commission's Docketing Office, P.O. Box 1269, Santa Fe, NM 87504-1269 along with a self-addressed envelope and a check for \$5.00 made payable to the Public Regulation Commission to cover the cost of copying; or
  - c. for inspection and copying during regular business hours in the Public Regulation Commission's Docketing Office, Room 406, P.E.R.A. Building, corner of Paseo de Peralta and Old Santa Fe Trail, Santa Fe, NM.
4. The Superintendent requests written and oral comments from all interested persons and entities on the proposal. All relevant and timely comments, including data, views, or arguments, will be considered by the Superintendent. In reaching his decision, the Superintendent may take into account information and ideas not contained in the comments, providing that such information or a writing containing the nature and source of such information is placed in the docket file, and provided that the fact of the Superintendent's reliance on such information is noted in the order the Superintendent ultimately issues.

**IT IS THEREFORE ORDERED** that this Notice of Hearing on Proposed Rulemaking and Procedural Order be issued.

**IT IS FURTHER ORDERED** that an informal public hearing pursuant to Section 59A-4-18 NMSA 1978 be held on **Wednesday, August 8, 2007** at 9:30 a.m. in the Public Regulation Commission, Fourth Floor Hearing Room, P.E.R.A. Building, corner of Paseo de Peralta and Old Santa Fe Trail, Santa Fe, New Mexico for the purpose of receiving oral public comments including data, views, or arguments on the proposal. All interested persons wishing to present oral comments may do so at the hearing. Interested persons should contact the Insurance Division ahead of time to confirm the hearing date, time, and place since hearings are occasionally rescheduled.

**IT IS FURTHER ORDERED** that all interested parties may file written comments on the proposal on or before **Monday, July 30, 2007**. An original and two copies of written comments must be filed with the Public Regulation Commission's Docketing Office, Room 406, P.O. Box 1269, Santa Fe, NM 87504-1269. The docket number must appear on each submittal. If possible, please also e-mail a copy of written comments in Microsoft Word format to alan.seeley@state.nm.us. Comments will be available for public inspection during regular business hours in the Docketing Office, Room 406, P.E.R.A. Building, corner of Paseo de Peralta and Old Santa Fe Trail, Santa Fe, NM.

**IT IS FURTHER ORDERED** that the Superintendent may require the submission of additional information, make further inquiries, and modify the dates and procedures if necessary to provide for a fuller record and a more efficient proceeding.

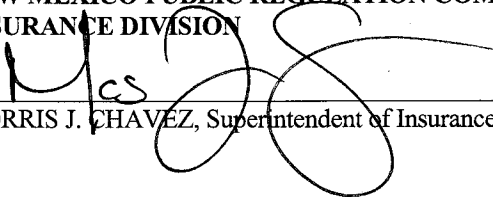
**IT IS FURTHER ORDERED** that Insurance Division Staff shall cause a copy of this Notice to be published once in the New Mexico *Register* and once in the *Albuquerque Journal*.

**PLEASE BE ADVISED THAT** the New Mexico Lobbyist Regulation Act, Section 2-11-1 *et seq.*, NMSA 1978 regulates lobbying activities before state agencies, officers, boards and commissions in rulemaking and other policy-making proceedings. A person is a lobbyist and must register with the Secretary of State if the person is paid or employed to do lobbying or the person represents an interest group and attempts to influence a state agency, officer, board or commission while it is engaged in any formal process to adopt a rule, regulation, standard or policy of general application. An individual who appears for himself or herself is not a lobbyist and does not need to register. The law provides penalties for violations of its provisions. For more information and registration forms, contact the Secretary of State's Office, State Capitol Building, Room 420, Santa Fe, NM 87503, (505) 827-3600.

**PLEASE BE ADVISED THAT** individuals with a disability, who are in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, may contact Bettie Cordova at (505) 827-4526. Public documents associated with the hearing can be provided in various accessible forms for disabled individuals. Requests for summaries or other types of accessible forms should also be addressed to Ms. Cordova.

DONE, this 6 day of June 2007.

**NEW MEXICO PUBLIC REGULATION COMMISSION  
INSURANCE DIVISION**

  
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MORRIS J. CHAVEZ, Superintendent of Insurance