

NOTICE OF ISSUANCE OF EMERGENCY RULES
CASE NO. 20-00190-PRC

In the matter of the adoption of an immediate emergency rule amending rules of procedure 1.2.2 NMAC to provide for electronic filing.

SPECIFIC AUTHORITY:

Pursuant to Subsection C of Section 8-8-15 NMSA 1978, Section 14-4-5.6 NMSA 1978 and Section 62-6-4 NMSA 1978. These amendments shall be temporary in nature and the amended rules will revert to their previous versions by effect of law 180 days after the emergency rule amendments are filed.

CONCISE EXPLANATORY STATEMENT:

The emergency rule amends Subsections J, K and L of 1.2.2.7.J., K., and L. NMAC as follows:

- 1) amend the definition of the term **file, filed, or filing** to address filing by electronic mail, regular postal service mail of hard copies, and by in-person delivery; and
- 2) amend the definition of **date and time of filing** to address filing by electronic mail, regular postal service mail of hard copies, and by in-person delivery; and
- 3) amend the definition of **electronic signature** address filing by electronic mail and to address unsworn affirmations in lieu of notarized verifications for filings through electronic mail.

The emergency rule amends Section 1.2.2.8.C NMAC, as follows:

- 1) amend the rules for submission of filing fees to address filing by electronic mail, regular postal service mail of hard copies, and by in-person delivery.

DESCRIPTION OF EMERGENCY RULE AMENDMENTS:

The emergency amendments to establish procedures for electronic filing due to the closure of the NMPRC's offices at the PERA building due to the Governor's Executive Orders and due to the eviction from its office space by the General Services Department, Facilities Management Division, effective October 1, 2020.