

**NOTICE OF PROPOSED RULEMAKING**

**NOTICE IS HEREBY GIVEN** that the Office of Superintendent of Insurance (OSI or Superintendent) will hold a public hearing in person, via video conference, and telephone conference regarding 13.14.5.10 NMAC – STANDARD EXCEPTIONS IN SCHEDULE B; 13.14.5.12 NMAC – STANDARD EXCEPTIONS; 13.14.7.8 – LOAN POLICIES; 13.14.17.12, FORM 3 – TRANSACTION REPORT; 13.14.18.8 NMAC – PROMULGATED FORMS; AND 13.14.18.9 NMAC – ALTERATION OF FORMS PROHIBITED; EXCEPTIONS; AND LETTERS OF INTERPRETATION OR WAIVER THAT CHANGE THE TERMS, PROHIBITED, to meet the obligation of the State Rule Act, Subsection E of Section 14-4-5.6 to finalize emergency rules amendments effective on January 24, 2024, within 180 days of the effective date. **This hearing will commence on Tuesday, April 30, 2024, at 10:00 a.m.**

**PURPOSE OF THE PROPOSED RULE:** The purpose of emergency rules 13.14.5.10, 13.14.5.12, 13.14.7.8, 13.14.17.12, 13.14.18.8 and 13.14.18.9 NMAC was to make immediate amendments and clarifications to the New Mexico title insurance rules, forms, and endorsements in accordance with the New Mexico Title Insurance Law, Chapter 59A, Article 30, NMSA 1978. “No title insurer or title insurance agent shall use any form of the title insurance policy other than the uniform forms promulgated by the Superintendent under the New Mexico Title Insurance Law.” Section 59A-30-5 NMSA 1978 (1985). This rulemaking will make permanent the emergency rules effective on January 24, 2024, and will make corrections to the text of 13.14.5.10(A)(3) NMAC to remove language not properly deleted in the emergency rule draft.

**STATUTORY AUTHORITY:** Sections 59A-2-9 and 59A-30-5 NMSA 1978.

**TO ATTEND THE HEARING IN PERSON:** Office of Superintendent of Insurance - 1120 Paseo de Peralta, (PERA Building), 4<sup>th</sup> Floor Hearing Room, Santa Fe, NM 87501

**PLEASE NOTE:** The entrance to the PERA Building is on the ground floor. All guests must sign in with the ground floor receptionist and then will be escorted to the 4<sup>th</sup> Floor Hearing Room. Please give yourself extra time to check in before 10:00 a.m.

**TO ATTEND THE HEARING BY ELECTRONIC VIDEO CONFERENCE VIA MS TEAMS MEETING:**

Click here to join the meeting - Meeting ID: 219 828 484 263 Passcode: SGxZW3

**TO ATTEND VIA TELEPHONE:** +1 505-312-4308 Phone Conference ID: 605 454 708#

**PUBLIC COMMENT:** The Superintendent designates Richard L. Blumenfeld as the hearing officer for this rulemaking. Oral comments will be accepted at the public hearing from members of the public and other interested parties in-person or electronically. Copies of the Notice of Proposed Rulemaking and proposed rules are available by electronic download from the OSI eDocket or by requesting a copy by calling Mickey VanCuren at (505) 827-4536. Any copies of the Notice of Proposed Rulemaking, proposed rules, and any updates concerning the hearing date, time, or location will be available by visiting the OSI website at: <https://www.osi.state.nm.us/pages/bureaus/legal/resources/laws-rules> or on the Sunshine Portal at: [https://statenm.my.salesforce-sites.com/public/SSP\\_RuleHearingSearchPublic](https://statenm.my.salesforce-sites.com/public/SSP_RuleHearingSearchPublic) (Select “Office of Superintendent of Insurance” from the “Agency” drop down menu.)

**Written comments will be accepted through 4:00 p.m. on Tuesday, April 30, 2024. Responses to written comments or oral comments will be accepted through 4:00 p.m. on Tuesday, May 7, 2024.** All comments shall be filed electronically through the OSI eDocket or sent via U. S. mail to:

**OSI Records and Docketing  
NM Office of Superintendent of Insurance  
P.O. Box 1689, Santa Fe, NM 87504-1689**

Written comments must be received by OSI and stamped as accepted between the hours of 8:00 a.m. and 4:00 p.m. Monday through Friday except on state holidays. The Superintendent will consider all oral comments and will review and consider all timely submitted written comments and written responses. For help submitting a filing, please contact [osi-docketfiling@state.nm.us](mailto:osi-docketfiling@state.nm.us). The docket number below must be indicated on all written comments submitted to the OSI:

**Docket No. 2024-0006**

**IN THE MATTER OF EMERGENCY RULES EFFECTIVE ON JANUARY 24, 2024 IN TITLE 13,  
CHAPTER 14, PARTS 5, 7, 17, and 18 NMAC OF THE TITLE INSURANCE RULES**

**SPECIAL NEEDS:** Any person with a disability requiring special assistance to participate in the hearing should contact Andrea Padilla at (505) 531-7171 no later than ten (10) business days prior to the hearing.