

BEFORE THE NEW MEXICO OFFICE OF SUPERINTENDENT OF INSURANCE

**IN THE MATTER OF ADOPTING)
AMENDMENTS TO RULE 13.2.5 NMAC)
ANNUAL AUDITED FINANCIAL REPORTS)**

Docket No. 20-00040-RULE-PC

FILED
2020 JUL 13 AM 10:26
OFFICE OF SUPERINTENDENT OF INSURANCE

NOTICE OF PROPOSED RULEMAKING

NOTICE IS HEREBY GIVEN that the Superintendent of Insurance (“Superintendent”), pursuant to the New Mexico Insurance Code, Sections 59A-1-1 et seq. NMSA 1978 (“Insurance Code”) and 13.1.4 NMAC, proposes to adopt amendments to rule 13.2.5 ANNUAL AUDITED FINANCIAL REPORTS.

1. Legal authority for this rulemaking is found in Sections 59A-2-8, 59A-2-9, and Chapter 59A Article 37, NMSA 1978.

2. The proposed amendments: (1) provide necessary clean-up of language, spelling errors and citations; and (2) insert an Internal Audit Function Requirements section into the Rule.

3. Copies of the Notice of Proposed Rulemaking (“NOPR”) and proposed rules are available by electronic download from the Office of Superintendent of Insurance (“OSI”) website <http://www.osi.state.nm.us/index.php/idms/> or the New Mexico Sunshine Portal.

4. OSI will hold a public video/telephonic hearing on the proposed rules on August 17, 2020 at 10:00 a.m.

Join via Video:
<https://us02web.zoom.us/j/2916274744>

Join via telephone: 1-346-248-7799 Meeting ID: 291 627 4744

The Superintendent designates Bryan E. Brock to act as the hearing officer for this rulemaking. Oral comments will be accepted at the video/telephonic hearing from members of the public and any interested parties.

5. Written comments and proposals will be accepted through 4:00 pm on August 14, 2020. Responses to written comments or oral comments will be accepted through 4:00 pm on August 28, 2020. Comments may be submitted via email to OSI-docketfiling@state.nm.us or may be filed by sending original copies to:

OSI Records and Docketing, NM Office of Superintendent of Insurance
1120 Paseo de Peralta, P.O. Box 1689, Santa Fe, NM 87504-1689

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6. Only signed statements, proposals or comments will be accepted. Scanned or facsimile signatures or electronic signatures conforming to federal and state court requirements will be accepted with the understanding that if there is any dispute regarding a signature, OSI reserves the right to require that original signatures be provided to verify the electronic or facsimile signature. All filings must be received between the hours of 8:00 a.m. and 4:00 p.m. Monday through Friday except on state holidays. Any filings after 4:00 will be filed to the docket the next business day.

7. The Superintendent will consider all oral comments submitted at the hearing and all timely submitted written comments and responses.

8. Copies of this Notice of Proposed Rulemaking shall be sent to all persons on the attached Certificate of Service via electronic mail.

9. Staff Counsel shall upload the NOPR on the OSI Newsletter and ensure that it is sent out as a large volume correspondence on the State Based System. The NOPR shall be the only filing provided via the OSI Newsletter. Copies of all other filings shall be posted and available for public view on the OSI Docket: <http://www.osi.state.nm.us/index.php/idms/>

ISSUED this 13th day of July, 2020.



HON. RUSSELL TOAL
SUPERINTENDENT OF INSURANCE

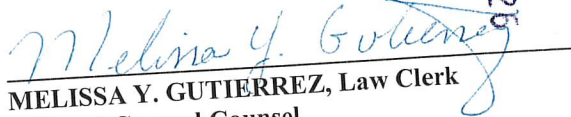
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing *Notice of Proposed Rulemaking* was emailed to the following individuals, as indicated below, this 13th day of July, 2020.

Bryan E. Brock, General Counsel
Office of Superintendent of Insurance
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MELISSA Y. GUTIERREZ, Law Clerk
Office of General Counsel
Office of Superintendent of Insurance

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