

NOTICE OF EMERGENCY RULEMAKING

Public Notice. The New Mexico Public Education Department (PED) gives notice that on 5/30/2019 it adopted 6.30.12 NMAC, K-5 PLUS PROGRAM as an emergency rule adoption. The repeal and replace to 6.30.12 NMAC is in response to new statute, K-5 Plus Act. The repeal and replace to 6.30.12 NMAC is implemented as an emergency rule. The Department finds that following the non-emergency rulemaking procedures in enacting regulation of K-5 Plus programs causes imminent peril to the public health, safety, and welfare, pursuant to Section 14-4-5.6 NMSA 1978, State Rules Act, Emergency rule.

Rule Information. The purpose of this rule is to provide criteria for the development and implementation of the K-5 plus program in order to maximize successful outcomes and to facilitate the transition from the K-3 Plus Act to the K-5 Plus Act.

The statutory authorizations include the following:

Section 22-2-1 NMSA 1978 grants the authority of the secretary to adopt, promulgate, and enforce rules.

No technical information served as a basis for this proposed rule change.

A public comment period and a public hearing, pursuant to Section 14-4-5.3 NMSA 1978, State Rules Act, Public Participation, Comments, and Rule Hearings, will be held in order to adopt a permanent rule within 180 days of the effective date of June 14, 2019 for 6.30.12 NMAC, pursuant to Section 14-4-5.6 NMSA 1978, State Rules Act, Emergency rule.

Copies of the rule may be accessed through the New Mexico Public Education Department's website under the "Rule Notification" link at <https://webnew.ped.state.nm.us/bureaus/policy-innovation-measurement/rule-notification/> or may be obtained from John Sena by contacting him at (505) 570-7816 during regular business hours.

Individuals with disabilities who require the above information in an alternative format are asked to contact John Sena at (505) 570-7816.



The newspapers of **New Mexico** make public notices from their printed pages available electronically in a single database for the benefit of the public. This enhances the legislative intent of public notice - keeping a free and independent public informed about activities of their government and business activities that may affect them. Importantly, Public Notices now are in one place on the web (www.PublicNoticeAds.com), not scattered among thousands of government web pages.

County: Bernalillo

Printed In: Albuquerque Journal

Printed On: 2019/06/11

NOTICE OF PUBLIC HEARING The New Mexico Department of Health (Department) will hold a public hearing on proposed amendments to various rule sections of the Department's Medical Cannabis Program rules at Parts 7.34.2, 7.34.3, and 7.34.4 NMAC. The hearing will be held on July 12, 2019 at 9:00 a.m. in the auditorium of the Harold Runnels Building, located at 1190 S. St. Francis Drive in Santa Fe, New Mexico. The proposed rule amendments include:

- Revisions to nonprofit producer licensure requirements, including cannabis plant limits, licensing fee requirements, and the specification of certain quarterly reporting requirements;
- Revisions to standards concerning bases for disciplinary actions against licensed producers, and revisions to the fines applicable to licensed nonprofit producers;
- Revisions to personal production license (PPL) standards, including provisions regarding who may hold a PPL and where a PPL holder may grow cannabis plants;
- Addition of a licensing provision for school districts, public schools and charter schools, and their designated school personnel, to possess, store and administer cannabis for qualified students, in accordance with recent changes to the Public Schools Code;
- Modification of the patient enrollment period from the current one-year period to three years;
- Revision of certain hepatitis C eligibility requirements;
- Inclusion of certain annual submittal requirements for qualified patients;
- Removal of the 70% THC concentration limit for cannabis-derived products;
- Removal of the prohibition against certifications conducted by telemedicine, and inclusion of certain requirements applicable to such certifications;
- Revisions to the Medical Cannabis Advisory Board membership requirements;
- Various revisions and additions to definitions in all three rule parts.

The legal authority for the proposed rule amendments is at Subsection E of Section 9-7-6 NMSA 1978, and Subsection A of Section 26-2B-7 NMSA 1978. Free copies of the full text of the proposed rule amendments can be obtained online from the New Mexico Department of Health's website at <http://nmhealth.org/about/asd/cmo/rules/> or from Andrea Sundberg using the contact information below. The public hearing will be conducted to receive public comment on the various proposed amendments to sections of Parts 7.34.2, 7.34.3, and 7.34.4 NMAC. Any interested member of the public may attend the hearing and submit data, views, or arguments either orally or in writing on the proposed rule amendments during the hearing. Written public comment may also be submitted prior to the date of the hearing. Please submit any written comments regarding the proposed rule amendments to the attention of : Andrea Sundberg NM Department of Health Medical Cannabis Program P.O. Box 26110 Santa Fe, NM 87502-6110 Or at: MCP.comment@state.nm.us All written comments must be received by 5:00 p.m. MDT on July 11, 2019. All written comments will be published on the agency website at <http://nmhealth.org/about/asd/cmo/rules/> within 3 days of receipt, and will be available at the New Mexico Department of Health Medical Cannabis Program for public inspection. If you are an individual with a disability who is in need of special assistance or accommodations to attend or participate in the hearing, please contact Andrea Sundberg by telephone at (505) 827-2318. The Department requests at least ten (10) days advance notice to provide requested special accommodations. Journal: June 11, 2019

Public Notice ID:

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO

County of Bernalillo SS

Elise Rodriguez, the undersigned, on oath states that she is an authorized Representative of The Albuquerque Journal, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefore has been made or assessed as court cost; that the notice, copy of which hereto attached, was published in said paper in the regular daily edition, for 1 time(s) on the following date(s):

06/11/2019

NOTICE OF PUBLIC HEARING
THE NEW MEXICO
DEPARTMENT OF HEALTH
DEPARTMENT OF HEALTH
HOLD A PUBLIC HEARING
ON PROPOSED AMENDMENTS
TO VARIOUS RULES AND
REGULATIONS



Sworn and subscribed before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this

11 day of June of 2019

PRICE \$227.69

Statement to come at the end of month.

ACCOUNT NUMBER 1035086

NEW MEXICO HEALTH

NOTICE OF PUBLIC HEARING

The New Mexico Department of Health (Department) will hold a public hearing on proposed amendments to various rule sections of the Department's Medical Cannabis Program rules at Parts 7.34.2, 7.34.3, and 7.34.4 NMAC. The hearing will be held on July 12, 2019 at 9:00 a.m. in the auditorium of the Harold Furness Building, located at 1190 S. St. Francis Drive in Santa Fe, New Mexico.

The proposed rule amendments include:

- Revisions to nonprofit producer licensure requirements, including cannabis plant limits, licensing fee requirements, and the specification of certain quarterly reporting requirements;
- Revisions to standards concerning bases for disciplinary actions against licensed producers, and revisions to the fines applicable to licensed nonprofit producers;
- Revisions to personal production license (PPL) standards, including provisions regarding who may hold a PPL and where a PPL holder may grow cannabis plants;
- Addition of a licensing provision for school districts, public schools and charter schools, and their designated school personnel, to possess, store and administer cannabis for qualified students, in accordance with recent changes to the Public Schools Code;
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- Removal of the 70% THC concentration limit for cannabis-derived products;
- Removal of the prohibition against certifications conducted by telemedicine, and inclusion of certain requirements applicable to such certifications;
- Revisions to the Medical Cannabis Advisory Board membership requirements; and
- Various revisions and additions to definitions in all three rule parts.

The legal authority for the proposed rule amendments is at Subsection E of Section 9-7-8 NMSA 1978, and Subsection A of Section 26-2B-7 NMSA 1978.

Free copies of the full text of the proposed rule amendments can be obtained online from the New Mexico Department of Health's website at <http://nmhealth.org/about/asd/cmo/rules/> or from Andrea Sundberg using the contact information below.

The public hearing will be conducted to receive public comment on the various proposed amendments to sections of Parts 7.34.2, 7.34.3, and 7.34.4 NMAC. Any interested member of the public may attend the hearing and submit data, views, or arguments either orally or in writing on the proposed rule amendments during the hearing. Written public comment may also be submitted prior to the date of the hearing. Please submit any written comments regarding the proposed rule amendments to the attention of:

Andrea Sundberg
NM Department of Health
Medical Cannabis Program
P.O. Box 28110
Santa Fe, NM 87502-8110

Or at:

MCP.comment@state.nm.us

All written comments must be received by 5:00 p.m. MDT on July 11, 2019. All written comments will be published on the agency website at <http://nmhealth.org/about/asd/cmo/rules/> within 3 days of receipt, and will be available at the New Mexico Department of Health Medical Cannabis Program for public inspection.

If you are an individual with a disability who is in need of special assistance or accommodations to attend or participate in the hearing, please contact Andrea Sundberg by telephone at (505) 827-2318. The Department requests at least ten (10) days advance notice to provide requested special accommodations.

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