

**SECOND NOTICE OF PROPOSED RULEMAKING HEARING TO AMEND THE FUEL SURCHARGE
RULE AND STATEWIDE WRECKER TARIFF AMENDMENTS PUBLIC HEARING
CASE NO. 15-00063 TR-R**

The New Mexico Public Regulation Commission (NMPRC or Commission) gives second notice of public hearing on its proposed adoption of Alternative Amendments to the Fuel Surcharge Rule 18.3.15 NMAC and Substitute Statewide Wrecker Tariff public hearing by the Commission pursuant to the Motor Carrier Act, NMSA 1978, Sections 65-2A-1 to 41 (amended 2013). Copies of the **Second Notice of Proposed Rulemaking Hearing to Amend the Fuel Surcharge Rule and Statewide Wrecker Tariff Amendments Public Hearing** containing additional information and filing instructions may be downloaded from the Proposed Rulemaking section of the Commission's website at <http://www.nmprc.state.nm.us> under Case No. 15-00063-TR-R or by calling the Commission's Records Management Bureau at (505) 827-6968.

Alternative Amendments to Fuel Surcharge Rule Hearing: Written Initial Comments and written Response Comments shall be filed by the deadlines below with the Commission's Records Management Bureau at P.O. Box 1269, Santa Fe, NM 87504- 1269 or by hand delivery to the NMPRC Records Management Bureau at 1120 Paseo de Peralta, Room 406, Santa Fe, NM 87501 as follows: Written Initial Comments not later than December 7, 2016 and written Response Comments not later than December 14, 2016. Comments shall refer to Case No. 15-00063-TR-R.

Substitute Statewide Wrecker Tariff Hearing: Written Pre-filed Testimony and written Response Testimony shall be filed by the deadlines below with the Commission's Records Management Bureau at P.O. Box 1269, Santa Fe, NM 87504- 1269 or by hand delivery to the NMPRC Records Management Bureau at 1120 Paseo de Peralta, Room 406, Santa Fe, NM 87501 as follows: Written Pre-filed Testimony not later than December 7, 2016 and written Response Testimony not later than December 14, 2016. Comments shall refer to Case No. 15-00063-TR-R.

A public hearing will be held on January 4, 2017, at 1:30 p.m. at the offices of the Commission located in the 4th Floor Hearing Room of the old PERA Building, at 1120 Paseo de Peralta, in Santa Fe. The purpose of the hearing is to **receive oral comments**. Because commenters are afforded the opportunity to submit written comments and written responses to the Commission, **any individual who wants to provide oral comments may** be limited to five minutes **to express those comments, subject to the Commission's discretion**. The Commission may also determine that a spokesperson be designated to speak on behalf of an organization, a group, or a group of individuals that shares the same message or seeks the same goals, in order to maximize the efficiency of the public comment hearing. No testimony **or other** evidence will be taken **at the hearing as this is a rulemaking proceeding**.

The record of this case will close on the date the public hearing is held on January 4, 2017.

Interested persons should contact the Commission to confirm the date, time, and place of this public hearing because hearings are occasionally rescheduled. Any person with a disability requiring special assistance in order to participate in the hearing should contact Ms. Kathleen Segura at (505) 827-4501 at least 48 hours prior to the commencement of the hearing.

Statutory Authority: New Mexico Constitution, Article XI, Sec. 2; NMSA 1978, Section 8-8-4(B)(10) (1998); the Motor Carrier Act, NMSA 1978, Sections 65-2A-1 to 65-2A-41 (2003, amended 2013).