



NEW MEXICO PUBLIC REGULATION COMMISSION

APPLICATION FOR TEMPORARY AUTHORITY

NOTICE: This packet contains the materials you will need to apply for a Temporary Authority or to Amend a grant of Temporary Authority

Follow the instructions carefully. **ANY APPLICATION THAT IS NOT COMPLETE OR THAT CONTAINS STAPLES, PAPER CLIPS OR BINDINGS OF ANY KIND WILL BE RETURNED.** For a copy of the Public Regulation Commission's Motor Transportation Rules go to our website: <http://www.nmprc.state.nm.us/transportation/index.html>

WARNING: pursuant to NMSA 1978, §65-2A-33, willfully making a false statement of material fact in this application is a felony, punishable by imprisonment of not more than five years.

FOR ASSISTANCE IN PREPARING APPLICATIONS

If you have any questions or problems completing this application, or wish to obtain other PRC application forms, or copies of the Rules of Procedure or Motor Transportation Rules, please call between 8:00 a.m. and 5:00 p.m.

Telephone No. (505) 827-4519

APPLICATION FORM INSTRUCTIONS

The Application will not be docketed until you have submitted a complete application for a permanent authority to the Transportation Division. For assistance applying for a certificate or permit, see the “Application for a Certificate or Permit.”

Once this Application and the Application for a Certificate or Permit are complete, Transportation Division Staff will docket both applications and, in accordance with 18.3.2.29.E NMAC, the Director will recommend to the PRC that your application for a Temporary Authority be granted or denied.

The following section lists three Exhibits which you must attach to your application. Complete the three exhibits and attach them to the Application form itself, which begins on page 4. If staples, paper clips or bindings of any kind are included, the application will be returned to you. Include a cover page for each exhibit.

EXHIBIT A-1 Submit sworn affidavits or other verified proof setting forth facts showing that there is an urgent and immediate need for the transportation services applied for. Also, submit information that either no other motor carrier is providing the applied for service in the territory the applicant serves or that another motor carrier is providing the service but the transportation service is inadequate in terms of rates, routes, or service. 18.3.2.29.B NMAC.

EXHIBIT TA-2 Submit sworn affidavits or other verified proof setting forth facts showing that the application is one directly involving public safety, a governmental program, or a specific public event.

EXHIBIT TA-3 Transportation Division Staff will assume that all the information submitted with the Application for Certificate and Permit applies to the Application for Temporary Authority. If any information is not the same, provide a detailed explanation and any relevant, new information. (For example, if you will be using a different tariff for your temporary authority or different vehicles, submit an explanation for the change and a tariff or vehicle lists that reflects the temporary service you will provide.)

NEW MEXICO PUBLIC REGULATION COMMISSION
TRANSPORTATION DIVISION
P.O. BOX 1269
SANTA FE, NEW MEXICO 87504-1269

APPLICATION

PRC USE

Case No. _____ TR-M

APPLICATION FEES

_____ **Original request for Temporary Authority** **\$100.00**

**NOTE: DO NOT SEND ANY FEES OR DUPLICATE COPIES UNTIL
INSTRUCTED TO DO SO BY STAFF**

Corporate/LLC. Name _____

D/B/A Name _____

Sole Proprietorship/Partnership Name _____

Street Address _____

City, State, Zip Code _____

If "Endorsement" application, PRC/SCC Certificate No. _____

New Mexico CRS (Taxpayer ID) No. _____ Telephone No. (____) _____

Mailing Address (If different from above) _____

EMAIL _____

OATH OF APPLICANT

The signature must be that of the Applicant, not legal representative.

I certify that I will abide by all New Mexico Public Regulation Commission Rules & Regulations. I understand that the New Mexico Public Regulation Commission has also adopted & enforces Federal Motor Carrier Safety Regulations and Federal Hazardous Materials Regulations found in Title 49, Code of Federal Regulations, Chapter 3, with the variances adopted by the Motor Transportation Division of the New Mexico Department of Public Safety. I certify that all motor vehicles, and the drivers operating the vehicles, used in providing the services sought to be authorized meet the safety requirements of the Federal Motor Carrier Safety Regulations and the Federal Hazardous Materials Regulations.

I certify that I have sent in a COMPLETE application. I understand that if my application is INCOMPLETE, my application will be returned to me and I will have twenty (20) days to cure the deficiencies. I also understand that all fees paid will be forfeited to the state.

I certify that the proposed service is or will be required by the public convenience and necessity Rule No. 18.3.2.15(11) evidenced by Exhibit A of this application.

I certify that I am fit, willing and able, as required by Rule No. 18.3.2.15(12) evidenced by this affidavit, the above balance sheet, and all exhibits attached here to.

I also certify that I abide by all rules and regulations stated in the New Mexico Public Regulation Commission Motor Transportation Rules.

I further certify that I am authorized to make this application and affirm that the facts, statements and representations contained in this application and its attachments are true and correct to the best of my knowledge. I know that willful misstatements or omissions of material facts constitute administrative and criminal violations punishable by imprisonment and fines.

I hereby swear and attest that I have read the Motor Carrier Act §§ 65-2A-1 to 40 NMSA 1978 and the Commission's Motor Transportation Rules, and have a working knowledge of the contents therein, and will operate any authority permitted by the Commission in compliance with the Motor Carrier Act and the Commission's Rules.

Signed: _____ **Title (If Any):** _____

Date: _____

STATE OF _____

COUNTY OF _____

The person listed above personally appeared before the undersigned Notary Public in & for said County, in said State, who, being by me first duly sworn, says that he/she is authorized to make this application and that the facts, statements & representations contained in the application and attachments are true and correct to the best of his/her knowledge, information & belief.

Sworn & subscribed to before me this _____ **day of** _____ **20** _____ **.**

(SEAL)

Notary Public

My Commission expires:

CHECK LIST (for after pre-filing review is complete)

Before mailing your application, check to be sure that you have:

completed all sections of the application form;

insure that the application and required forms have been notarized;

attached all other required forms, documents and exhibits;

enclosed the original and three (3) copies of the application with all documents and exhibits attached to each copy; no staples, paper clips or bindings of any kind or the application will be returned.

NEW MEXICO PUBLIC REGULATION COMMISSION

Addressed the mailing envelope correctly:

**New Mexico Public Regulation Commission
Transportation Division
P.O. Box 1269
Santa Fe, New Mexico 87504-1269**

Place sufficient postage on the envelope.

If you are requesting that confirmed copies of the application be sent back for your records, you MUST send a self addressed postage paid envelope.

NEW MEXICO PUBLIC REGULATION COMMISSION



COMMISSIONERS

DISTRICT 1 KAREN L. MONTROYA
DISTRICT 2 PATRICK H. LYONS
DISTRICT 3 VALERIE ESPINOZA, *VICE CHAIR*
DISTRICT 4 THERESA BECENTI-AGUILAR, *CHAIR*
DISTRICT 5 BEN HALL

P.O. Box 1269
1120 Paseo De Peralta
Santa Fe, NM 87504-1269

Administrative Services Division
(505) 827-4042

CHIEF OF STAFF

S. Vincent Martinez

MEMORANDUM

DEAR PRC CUSTOMERS

IN ACCORDANCE WITH GUIDANCE PROVIDED BY THE NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION, THE NEW MEXICO PUBLIC REGULATION COMMISSION (PRC) IS REQUIRED TO PROVIDE ALL PRC CUSTOMERS A 30 DAY NOTIFICATION REGARDING CHECK PAYMENTS RECEIVED BY THE DEPARTMENT.

BEGINNING NOVEMBER 1, 2014, ANY CHECKS RECEIVED BY THE PRC MAY BE CONVERTED TO AN ACH DEBIT.

WHEN YOU PROVIDE A CHECK AS PAYMENT TO THE PRC, YOU AUTHORIZE THE STATE OF NEW MEXICO TO EITHER USE INFORMATION FROM YOUR CHECK TO MAKE A ONE-TIME ELECTRONIC FUNDS TRANSFER FROM YOUR ACCOUNT OR TO PROCESS THE PAYMENT AS A CHECK TRANSACTION.