

**Affidavit of Supplemental Notice to the Public of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time**

I, Sheila Apodaca, the undersigned, on oath, swear and affirm the following:

I verified that the Notice of Supplemental Internet Public Hearing Access, regarding the public hearing for the proposed adoption of new rule 7.8.4 NMAC-General Requirements for Boarding Homes, was provided to the public as identified below:

1. On March 13, 2020, I verified that the Notice of Public Hearing was electronically posted on the New Mexico Department of Health agency website at <http://nmhealth.org/publication/rules/>, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
2. On March 13, 2020, I verified that the Notice of Supplemental Internet Public Hearing Access was posted on the New Mexico Sunshine Portal website on February 12, 2020, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
3. On March 13, 2020, I emailed the Notice of Supplemental Internet Public Hearing Access to persons who have made a written request for notice from the agency of announcements addressing the subject of rulemakings and who have provided the agency an electronic mail address, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2. The list of persons who requested notice includes the following persons: Tim Gardner, [tgardner@drnm.org](mailto:tgardner@drnm.org); Marilyn Wolfe, [MWolfe@drnm.org](mailto:MWolfe@drnm.org), and Lorraine Mendiola, [lorrainemendiola417@gmail.com](mailto:lorrainemendiola417@gmail.com).
4. No persons have provided a postal address to request written notice by postal mail.
5. On March 13, 2020, I emailed the Notice of Supplemental Internet Public Hearing Access to the New Mexico Legislative Counsel Service, at [lcsmail@nmlegis.gov](mailto:lcsmail@nmlegis.gov), in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
6. On March 13, 2020, I emailed the Notice of Supplemental Internet Public Hearing Access to Johanna Nelson of New Mexico Small Business Regulatory Advisory Commission, the identified contact person for the receipt of proposed rule changes, at [Johanna.nelson@state.nm.us](mailto:Johanna.nelson@state.nm.us), pursuant to the Small Business Regulatory Relief Act at NMSA 1978, § 14-4A-4.
7. On March 13, 2020, I verified that the Notice of Public Hearing was also posted publicly at the Office of the Secretary for the Department of Health.

I further verified that the Notice to the Public of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time, was provided to the public as identified below:

1. On March 19, 2020, I verified that the Notice of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time was electronically posted on the New Mexico Department of Health agency website at <http://nmhealth.org/publication/rules/>, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
2. On March 17, 2020, I verified that the Notice of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time was posted on the New Mexico Sunshine Portal website on March 17, 2020, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
3. On March 17, 2020, I emailed the Notice of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time to persons who have made a written request for notice from the agency of announcements addressing the subject of rulemakings and who have provided the agency an electronic mail address, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2. The list of persons who requested notice includes the following persons: Tim Gardner, [tgardner@drnm.org](mailto:tgardner@drnm.org); Marilyn Wolfe, [MWolfe@drnm.org](mailto:MWolfe@drnm.org), and Lorraine Mendiola, [lorrainemendiola417@gmail.com](mailto:lorrainemendiola417@gmail.com).
4. No persons have provided a postal address to request written notice by postal mail.
5. On March 17, 2020, I emailed the Notice of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time to the New Mexico Legislative Counsel Service, at [lcsmail@nmlegis.gov](mailto:lcsmail@nmlegis.gov), in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
6. On March 17, 2020, I emailed the Notice of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time to Johanna Nelson of New Mexico Small Business Regulatory Advisory Commission, the identified contact person for the receipt of proposed rule changes, at [Johanna.nelson@state.nm.us](mailto:Johanna.nelson@state.nm.us), pursuant to the Small Business Regulatory Relief Act at NMSA 1978, § 14-4A-4.
7. On March 23, 2020 I was informed by Rhonda Rodriguez at the Division of Health Improvement that the Notice of Webcast, Telephone and Email Access for Participation in Public Hearing and Change of Hearing Time was made available to the public at all district, field, or regional offices.

FURTHER AFFIDANT SAYETH NAUGHT.

Sheila Apodaca  
Sheila Apodaca, Affiant

March 23, 2020  
Date

State of New Mexico }  
County of Santa Fe }

SWORN TO and SUBSCRIBED before me on the 23<sup>RD</sup> day of March, 2020, by Sheila Apodaca.

Francesca A. Martinez  
Notary Public

9/24/22  
My commission expires

