

Affidavit of Notice to the Public

I, Sheila Apodaca, the undersigned, on oath, swear and affirm that the Notice of the Public Hearing for the proposed adoption of the repeal and replacement of the Department of Health's Medical Cannabis Program rule 7.34.4 NMAC, and the proposed amendment of sections 7.34.2.7 and 7.34.3.7 NMAC, were provided to the public as identified below:

1. On December 17, 2019, 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 December 17, 2019, I verified that the Notice of Public Hearing was posted on the New Mexico Sunshine Portal website on December 17, 2019, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
3. On December 17, 2019, I emailed the Notice of Public Hearing 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; and Marilyn Wolfe, MWolfe@drnm.org.
4. No persons have provided a postal address to request written notice by postal mail.
5. On December 17, 2019, I emailed the Notice of Public hearing to the New Mexico Legislative Counsel Service, at lcsmail@nmlegis.gov, in accordance with the State Rules Act at NMSA 1978, § 14-4-5.2.
6. On December 17, 2019, I emailed the Notice of Public Hearing 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, pursuant to the Small Business Regulatory Relief Act at NMSA 1978, § 14-4A-4.
7. On December 18, 2019, I contacted Andrea Sundberg of the Department of Health's Medical Cannabis Program and verified that the Notice of Public Hearing was made available on December 17, 2019 in the Medical Cannabis Program offices in Santa Fe, NM and Albuquerque, NM.
8. On December 17, 2019, I verified that the Notice of Public Hearing was also posted publicly at the Office of the Secretary for the Department of Health.

FURTHER AFFIDANT SAYETH NAUGHT.

Sheila Apodaca
Sheila Apodaca, Affiant

State of New Mexico)
County of Santa Fe)

SWORN TO and SUBSCRIBED before me on the 18th day of December, 2019, by Sheila Apodaca.

Francesca A. Martinez
Notary Public

9/24/22
My commission expires

