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James C. Kenney
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Deputy Secretary

SENT VIA EMAIL

May 12, 2021

Small Business Regulatory Advisory Commission
c/o Johanna Nelson, Administrator
New Mexico Economic Development
Department 1100 S. St. Francis Drive
Santa Fe, NM 87505-4147
Johanna.Nelson@state.nm.us

**RE: Proposed Amendments to Air Quality Control Regulation 20.2.79 NMAC –
Permits - Nonattainment Areas**

Dear Chair and Commission Members,

The New Mexico Environment Department (“Department”) hereby provides notice to the Small Business Regulatory Advisory Commission pursuant to NMSA 1978, Section 14-4A-4(A) (2005), that the Department’s Environmental Protection Division, Air Quality Bureau has petitioned the Environmental Improvement Board (“EIB”) to amend Air Quality Control Regulation 20.2.79 NMAC – *Permits – Nonattainment Areas*.

The purpose of the regulatory changes is to make technical and administrative corrections to the rule. Because of this, these amendments will have no adverse impact on small businesses in New Mexico. The EIB will hold a public hearing on the proposed amendments beginning at 9:00 a.m. MDT on June 25, 2021 and continuing thereafter as necessary. The hearing will be held via an internet video conferencing platform (Zoom). For additional information on the upcoming hearing, please review the public notice here: https://www.env.nm.gov/air-quality/wp-content/uploads/sites/2/2017/01/Final-Notice-Rulemaking-Hearing-20_2_79_NMAC-Virtual-3.29.21.pdf

If you have further questions, comments, or would like to have responsible staff meet and discuss the proposed amendments, please feel free to contact me directly at (505) 907-8836 or via email at andrew.knight@state.nm.us . A copy of the proposed amendments is enclosed.


Small Business Regulatory Advisory Commission

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Sincerely,

**Andrew
Knight**

 Digitally signed by Andrew
Knight
Date: 2021.05.12 20:08:23
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Andrew P. Knight

Assistant General Counsel

cc: Neal Butt, NMED Air Quality Bureau, Neal.butt@state.nm.us

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