

**NEW ENERGY ECONOMY PETITION:  
ENVIRONMENTAL IMPROVEMENT BOARD RULEMAKING PROCESS Q & A**

**Q. IN WHAT TYPE OF PROCEEDING HAS NEE PETITION BEEN FILED?**

A. The NEE petition was filed as a rulemaking proceeding before the New Mexico Environmental Improvement Board (EIB).

**Q. WHAT IS THE EIB?**

A. The EIB is responsible for adopting environmental regulations for New Mexico. It is made up of seven members who are appointed by the Governor.

**Q. WHAT DOES NEE WANT THE EIB TO DO?**

A. NEE has asked that the EIB adopt regulations that would impose a statewide cap on Greenhouse gas emissions from certain sources. This would limit how these sources could operate.

**Q. WHAT DOES A RULEMAKING PROCEEDING INVOLVE?**

A. The EIB will conduct a hearing to consider evidence in support of and in opposition to the NEE Petition. The EIB will also allow the public to comment on the NEE Petition.

**Q. HOW DOES SOMEONE LET THE EIB KNOW HIS OR HER POSITION ON NEE'S PROPOSAL?**

A. There are two ways to do this. The EIB will hear public comment at a meeting scheduled for March 1, 2010 in Santa Fe. Interested parties can do one or both of the following:

- Appear in person and provide comments on the proposal.
- Provide written comments to the EIB. The written comments need to be sent or delivered before June 21, 2010 – preferably before March 1, 2010 - to the EIB administrator at the following address:
  - *Board Administrator, New Mexico Environmental Improvement Board  
1190 St. Francis Drive N2153, Santa Fe, NM 87502*
  - *FAX: (505) 827-2836/ email: joyce.medina@state.nm.us*

**Q. DO WRITTEN COMMENTS NEED TO BE IN ANY PARTICULAR FORMAT?**

A. The comments can be in the form of a letter. However, to help ensure that it becomes part of the record in this case, the letter must reference the NEE Petition and the EIB case number: 8-19(R)

**Q. DOES MY PUBLIC COMMENT OR MY LETTER HAVE TO INCLUDE A TECHNICAL DISCUSSION OF NEE PROPOSAL?**

A. No. Public comment does not require technical discussions.

**Q. CAN I JUST CALL OR WRITE THE INDIVIDUAL MEMBERS OF THE EIB AND LET THEM KNOW MY POSITION?**

A. No. EIB members are not supposed to discuss the petition outside of the hearing process. Also, it is very important that any comments become part of the formal record. The only way to ensure this is to appear at the hearing in person or write in care of the EIB administrator as outlined above.

**Q. ARE THERE WAYS TO BECOME MORE INVOLVED IN THE CASE ASIDE FROM JUST PROVIDING PUBLIC COMMENT?**

A. Yes. A person or organization can file an appearance in the case so that they will receive notice of any filings or other hearings in the case. A formal appearance in the case will allow — but not require — a person or organization to present technical testimony on the NEE proposal.