

**STATE OF NEW MEXICO  
WATER QUALITY CONTROL COMMISSION**

**IN THE MATTER OF PROPOSED  
REVISIONS TO 20.7.5 NMAC,  
WASTEWATER FACILITY  
CONSTRUCTION LOANS**

**WQCC No. 20-07 (R)**

**New Mexico Environment Department,  
Petitioner.**

**SCHEDULING ORDER**

At the March 10, 2020 meeting of the Water Quality Control Commission (“Commission”), the Commission designated Chair Jennifer J. Pruett as the Hearing Officer for this matter and scheduled a public hearing on it to be held during the Commission’s scheduled meeting on Monday June 8, 2020, subsequently continued to **Tuesday, July 14, 2020 at 9:00 a.m.** and continuing as necessary. The public hearing will be conducted in accordance with the New Mexico Water Quality Act and the Rulemaking Procedures for the Water Quality Control Commission, 20.1.6 NMAC. Accordingly, the Hearing Officer issues the following Scheduling Order.

The public hearing will be held during the Commission’s scheduled meeting on Tuesday July 14, 2020, at 9:00 a.m. using the web application WebEx due to restrictions currently in place by the Governor’s Executive Orders and in various public health emergency orders designed to protect the public and prevent the spread of COVID-19. The location of the public hearing may change prior to the hearing date, and the Commission may hold the public hearing in person if circumstances allow; if the Commission holds an in-person public hearing, the Commission will also provide teleconference access to participants preferring it. The Commission Administrator will provide information for accessing either WebEx or teleconference options to those who request it by contacting [Pub.facilitation@state.nm.us](mailto:Pub.facilitation@state.nm.us) or 505-660-4305 or 505-827-2428.

Notices of Intent to Present Technical Testimony shall meet all requirements of 20.1.6.202 NMAC, and shall be filed on or before June 24, 2020. All exhibits and narrative direct testimony shall be attached to the Notice of Intent to Present Technical Testimony.

Entries of Appearance shall be filed on or before June 24, 2020.

Motions, if any, including evidentiary objections, and any request for recording (rather than a verbatim transcript) of the public hearing, shall be filed on or before June 24, 2020. All motions must comply with the requirements of 20.1.6.207 NMAC. Unopposed motions must include a proposed order approved by all parties, per 20.1.6.207.B NMAC.

Filings may be made electronically with the Commission Administrator at [Pub.facilitation@state.nm.us](mailto:Pub.facilitation@state.nm.us) or by mailing to the Commission Administrator, 1190 St. Francis Drive, Santa Fe, New Mexico 87502. For questions regarding filings, please contact the Commission Administrator at [Pub.facilitation@state.nm.us](mailto:Pub.facilitation@state.nm.us) or 505-660-4305 or 505-827-2428.

To ensure the administrative efficiency of the WebEx public hearing, the Hearing Officer:

- a. shall take all testimony en masse, as allowed by 20.1.6.301.A NMAC;
- b. shall allow the adoption of the full written narrative of each witness's testimony into the record without requiring it to be read into the record; and
- c. may allow a brief summary of each witness's testimony.

If the public hearing is only conducted using WebEx, the Hearing Officer may specify that a verbatim transcript will not be required, as allowed by 20.1.6.303.A NMAC. If the Commission conducts an in-person hearing and a court reporter is comfortable attending the hearing in-person, the Hearing Officer may require a verbatim transcript.

---

Jennifer J. Pruett, Hearing Officer

Certificate of Service

I hereby certify that on May \_\_\_\_, 2020 a copy of the foregoing Scheduling Order was emailed to the persons listed below. A copy will be mailed via U.S. first-class mail upon request.

Christopher Atencio  
Office of General Counsel  
New Mexico Environment Department  
121 Tijeras Avenue NE, Ste 1000  
Albuquerque, NM 87102  
(505) 222-9554  
christopher.atencio@state.nm.us  
*Counsel for the New Mexico Environment Department*

Robert F. Sanchez  
New Mexico Office of the Attorney General  
408 Galisteo St.,  
Santa Fe, NM 87501  
rfsanchez@nmag.gov  
*Counsel for the Water Quality Control Commission*

---

Cody Barnes  
Commission Administrator  
Water Quality Control Commission  
P.O. Box 5469  
Santa Fe, NM 87502  
(505) 827-2428  
cody.barnes@state.nm.us