

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

**IN THE MATTER OF THE PETITION
TO AMEND WASTEWATER AND
WATER SUPPLY FACILITIES REGULATIONS—
UTILITY OPERATOR CERTIFICATION
20.7.4 NMAC**

WQCC 06-01 (R)

**Surface Water Quality Bureau,
Petitioner**

PREHEARING ORDER

The Water Quality Control Commission will hold a public hearing following its regular business meeting on Tuesday, June 13, 2006 at 9 a.m. The Hearing Officer designated for the hearing will follow the Commission's Rulemaking Guidelines in conducting the hearing except as those Guidelines are modified below to assure an efficient and orderly hearing process.

1. Public comment of a non-technical nature: Public comment will be accepted between 11:30-12:00 on June 13 regardless of the progress in the technical case. The Hearing Officer will also invite public comment at the end of the technical case and at other times throughout the hearing as necessary.
2. Submittals: Any document filed with the Commission Administrator must be filed as an original plus fourteen copies (one copy for the Hearing Officer, Commission Counsel and each of the twelve Board members). This includes motions, exhibits, notices of intent to present technical testimony, non-technical written comment and all other documents submitted for consideration by the Commission.

3. Service: A person filing a document shall serve a copy on the Surface Water Bureau and all other parties in hard copy unless another party has consented to another format. Courtesy copies may be sent to the Hearing Officer via mail or e-mail.
4. Notices of Intent: Anyone who intends to present technical evidence or testimony at the hearing must file a notice of intent to present technical testimony (NOI) by May 26, 2006. Technical evidence or testimony means scientific, engineering, economic or other specialized evidence or testimony. It does not mean legal argument, general comments or statements of policy. NOIs must identify the person filing the statement; identify each witness, including name, affiliation, education and work background; include the testimony of each witness in full narrative fashion, particularly any opinion to be offered by each witness and an explanation of the basis for the opinion; include technical materials relied upon by each witness in forming opinions; estimate the length of each witness' presentation; and attach all exhibits. Powerpoint and other slide presentations or displays which are demonstrative and based on technical evidence timely submitted may be shown at the hearing regardless of inclusion in the NOI. Copies no larger than 8 ½ by 11 inches shall replace large charts and maps in the record after the hearing. Failure to file a timely and complete NOI will preclude a person from presenting that technical evidence or testimony sought to be offered.

Felicia L. Orth, Hearing Officer