

TITLE 13 **INSURANCE**
CHAPTER 1 **INSURANCE GENERAL PROVISIONS**
PART 1 **ADMINISTRATIVE PROVISIONS**

13.1.1.1 **ISSUING AGENCY:** Office of Superintendent of Insurance.
[13.1.1.1 NMAC, Rp, 13.1.1.1 NMAC, 07/15/2025]

13.1.1.2 **SCOPE:** This rule applies to all rules adopted by the superintendent of insurance as parts of Title 13 of the New Mexico Administrative Code.
[13.1.1.2 NMAC, Rp, 13.1.1.2 NMAC, 07/15/2025]

13.1.1.3 **STATUTORY AUTHORITY:** Sections 14-4-1 *et seq.*, NMSA 1978, State Rules Act, and Section 59A-2-9 NMSA 1978.
[13.1.1.3 NMAC, Rp, 13.1.1.3 NMAC, 07/15/2025]

13.1.1.4 **DURATION:** Permanent.
[13.1.1.4 NMAC, Rp, 13.1.1.4 NMAC, 07/15/2025]

13.1.1.5 **EFFECTIVE DATE:** July 15, 2025, unless a later date is cited at the end of a section.
[13.1.1.5 NMAC, Rp, 13.1.1.5 NMAC, 07/15/2025]

13.1.1.6 **OBJECTIVE:** The purpose of this rule is to set forth provisions that apply to all rules adopted by the superintendent of insurance.
[13.1.1.6 NMAC, Rp, 13.1.1.6 NMAC, 07/15/2025]

13.1.1.7 **DEFINITIONS:** As used throughout Title 13, in addition to the definitions in Chapter 59A, Article 1 NMSA 1978, the following terms have the following meanings:

A. **“Office” or “OSI”** means the office of superintendent of insurance.

B. **“Superintendent”** has the same meaning as defined in Section 59A-1-12 NMSA 1978.
[13.1.1.7 NMAC, Rp, 13.1.1.7 NMAC, 07/15/2025]

13.1.1.8 **REFERENCES TO OTHER DOCUMENTS:** When a rule issued by the superintendent relating to insurance refers to another rule, regulation, statute, or other document, the reference, unless stated specifically to the contrary, is continuous and intended to refer to all amendments of the rule, regulation, statute, or document.
[13.1.1.8 NMAC, Rp, 13.1.1.8 NMAC, 07/15/2025]

13.1.1.9 **INTERPRETATION OF TERMS:** Unless the context otherwise requires:

A. **Singular or plural:** Words used in the singular include the plural; words used in the plural include the singular;

B. **Gender:** Words used in the neuter gender include the masculine and the feminine. The personal pronoun in either gender may be used in these rules to refer to any person, firm or corporation.

C. **Permissive or mandatory:** May is permissive; shall and must are mandatory.
[13.1.1.9 NMAC, Rp, 13.1.1.9 NMAC, 07/15/2025]

13.1.1.10 **USE OF OFFICE PRESCRIBED FORMS:** The office has prescribed forms to carry out certain requirements of these rules. Office prescribed forms must be used when a form exists for the purpose, unless these rules state otherwise or the superintendent waives this requirement. The superintendent will accept filings made on photocopies of OSI forms, provided they are legible.
[13.1.1.10 NMAC, Rp, 13.1.1.10 NMAC, 07/15/2025]

13.1.1.11 **ADDRESS FOR FILING DOCUMENTS:**

A. **By U. S. mail:** Office of Superintendent of Insurance, P.O. Box 1689, Santa Fe, NM 87504-1269.

B. In person: Office of Superintendent of Insurance, PERA Building, 4th Floor, 1120 Paseo de Peralta, at the corner of Old Santa Fe Trail, Santa Fe, New Mexico.

C. Electronically: as specified by the office or any division of the office, via:

- (1) the OSI eDocket at the following internet link: edocket.osi.state.nm.us/home
 - (a) in order to access the OSI eDocket, you must register;
 - (b) click on the Login/Register tab in the upper right corner of the eDocket screen;

and

- (c) all registrants must be verified by the office.

- (2) an internet link specified by the office or as instructed in a bulletin, guidance, rule, or other communication from the office.

[13.1.1.11 NMAC, Rp, 13.1.1.11 NMAC, 07/15/2025]

13.1.1.12 SEVERABILITY: If any provision of any rule in Title 13 adopted by the superintendent of insurance, or the application of any provision to any person or circumstance, is for any reason held to be invalid, the remainder of the rule and the application of the provision to other persons or circumstances shall not be affected thereby.

[13.1.1.12 NMAC, Rp, 13.1.1.12 NMAC, 07/15/2025]

HISTORY OF 13.1.1 NMAC:

Pre-NMAC History: The subject matter of this rule was originally filed with the State Records Center as: ID 67-1, Sections 2-1-1 through 2-1-8, New Mexico Official Administrative Rules and Regulations Code, filed 12/1/67.

History of Repealed Material:

13.1.1 NMAC – Administrative Provisions, filed 7/1/1997 was repealed, effective 7/15/2025.

Other History:

13.1.1 NMAC – Administrative Provisions, filed 7/1/1997 was repealed and replaced by 13.1.1 NMAC - Administrative Provisions, effective 7/15/2025.