

**NOTICE OF RULE HEARING**

The State Personnel Office (“SPO”) hereby gives notice that SPO will conduct a public hearing to obtain public input on the following rulemaking actions:

Repeal of 1.7.6.12 NMAC – Rescission of Resignation

The hearing is scheduled to occur on Friday, October 12, 2018 at 9:00 am at the State Personnel Office Auditorium, 2600 Cerrillos Rd, Santa Fe, New Mexico.

Authority: Personnel Act, Section 10-9-10, NMSA 1978 and Section 10-9-12, NMSA 1978.

Purpose: The purpose of the repeal the 1.7.6.12 NMAC is to make an employee resignation effective immediately. Under the current rule, an employer must allow an employee three (3) days to rescind their resignation and the repeal of this rule will eliminate that time requirement.

Proposed Amendment:

**This is an amendment to 1.7.6 NMAC, repealing Section 12, effective xx/xx/2018.**

**1.7.6.12** ~~[RESCISSION OF RESIGNATION: An employee may rescind a letter of resignation within three workdays of its submission and the agency must honor the rescission if it is submitted within the prescribed time limit.] [RESERVED]~~  
[1-2-93 ... 5-15-96; Rn, 1 NMAC 7.8.16.2, 7-1-97; 1.7.6.12 NMAC - Rn, 1 NMAC 7.6.12, 11/30/00; A, 11/14/02; Repealed, xx/xx/2018]

Summary of full text: Removes the ability of an employee to rescind their resignation of employment within three (3) days.

Interested individuals may provide comments at the public hearing and/or submit written or electronic comments to Justin Owens, via email at [Justin.owens@state.nm.us](mailto:Justin.owens@state.nm.us), fax (505) 476-7806, or mail to Attn: Justin Owens– Repeal of rule, State Personnel Office, 2600 Cerrillos Rd., Santa Fe, New Mexico.

Written comments must be received no later than 5:00 pm on the Thursday prior to the public hearing. However, the submission of written comments as soon as possible is encouraged. Persons may also submit written comments at the public hearing.

Copies of the proposed rule are available for download on the State Personnel Office’s website at <http://www.spo.state.nm.us/> and available at the State Personnel Office located at 2600 Cerrillos Rd, Santa Fe, NM 87505. A copy of the proposed rule may also be requested by contacting Justin Owens at (505) 476-7759.

Individuals with disabilities who require this information in an alternative format or need any form of auxiliary aid to attend or participate in the public hearing are asked to contact Justin Owens at (505) 476-7759 as soon as possible to provide requested special accommodations.