

NOTICE OF RULEMAKING

The Department of Finance and Administration's Local Government Division (the Division) is proposing to repeal and replace the New Mexico Administrative Code (NMAC) rule 10.6.2 NMAC, *Procedures Local Government Law Enforcement Agencies* to address liability associated with allowable use of fees and align with updates to New Mexico law.

Section 63-9D-8, NMSA 1978, as amended, requires Local Government Division to administer the Enhanced 911 Fund.

Notice Date: June 10, 2025

Hearing Date: July 11, 2025

Adoption Date: Proposed as July 12, 2025

Technical Citations: 10.6.2 NMAC

The Department is proposing to repeal and replace the rule as follows:

Throughout the rule:

1. Language is updated to include NG911 equipment and services as necessary for an E911 system.
2. Language is updated to include Computer Aided Dispatch ("CAD").

Section 6

This section is renumbered due to new definitions and subsections added to the NMAC.

This section is updated to add new definitions.

Subsection N - is updated to add definition of CAD.

Subsection Y - is updated to add definition of Emergency Call Routing Function.

Subsection BB - is updated to add definition of Emergency Services Routing Proxy.

Subsection EE - is updated to revise definition of Enhanced 911 system (E911).

Subsection FF - is updated to add definition of Emergency Services Internet Protocol Network ("ESInet").

Subsection PP - is updated to add definition of Location Database.

Subsection WW - is updated to add definition of Next Generation 911.

Subsection XX - is updated to add definition NG911 Core Services.

Subsection ZZ - is updated to add definition Originating Service Provider.

Subsection MMM - is updated to add definition Session Initiation Protocol.

Subsection NNN - is updated to add definition Spatial Interface.

Section 11

Subsection C - is updated to updated to ensure 911 calls are answered in no more than fifteen seconds (previously 10 seconds).

Subsection C - is updated to ensure PSAPs may be provided equipment furniture to support CAD.

Subsection D - is updated to require PSAPs develop procedures for text to 911.

Subsection D - is updated to provide reference to NENA standard 045.1-2025 for handling 988 related calls.

Subsection E - is updated to revise eligible costs to include the cost of computer-aided dispatch systems to recover from the fund, including costs for hardware, software, licenses, and maintenance.

Section 17

Subsection A - is updated and removed.

Subsection B - is updated and removed.

Subsection C -- is updated and removed.

Subsection D - is updated and removed.

Subsection E - is updated and removed.

Subsection F - is updated and removed.

Subsection G - is updated and removed.

Subsection H - is updated and removed.

Subsection I - is updated and removed.

Subsection J - is updated and removed.

Subsection K - is updated and removed.

These proposed rule changes will be contained in 10.6.2 NMAC. The register and the proposed rule are available on the Division website at: <https://www.nmdfa.state.nm.us/>. If you do not have internet access, a copy of the proposed register and rule may be requested by contacting DFA Office of General Counsel at dfalegal@dfa.nm.gov and (505) 827-4985.

The LGD proposes to implement this rule effective July 12, 2025.

A public hearing to receive testimony on this proposed rule will be held on July 11, 2025, at 9:00 a.m. The hearing will be held at the New Mexico Public Education Department, Marbry Hall Auditorium, 300 Don Gaspar Avenue, Santa Fe, New Mexico, 87501.

If you are a person with a disability and you require this information in an alternative format or require a special accommodation to participate in the public hearing, please contact our staff to discuss your accessibility needs at least one week prior, or as soon as possible, by emailing the DFA Office of General Counsel at dfalegal@dfa.nm.gov or calling 505-827-3985.

Copies of all comments will be made available by the Division upon request by providing copies directly to a requestor or by making them available on the Division website or at a location within the county of the requestor.

Interested persons may address written comments to:

DFA Office of General Counsel
ATTN: IPDD 2.110.2 NMAC Public Comments
407 Galisteo St.
Bataan Memorial Building, Room 180
Santa Fe, NM 87501

Recorded comments may be left at (505) 827-4985. Interested persons may also address comments via electronic mail to: dfalegal@dfa.nm.gov. Written mail, electronic mail and recorded comments must be received no later than 12:00 p.m. MT on July 10, 2025. Written and recorded comments will be given the same consideration as oral testimony made at the public hearing. All written comments received will be posted as they are received on the DFA website at <https://www.nmdfa.state.nm.us/> along with the applicable register and rule. The public posting will include the name and any contact information provided by the commenter.