

NOTICE OF RULEMAKING

The Department of Finance and Administration, Local Government Division, has scheduled a public hearing for the proposed New Mexico Administrative Code (NMAC) rule 2.91.1, *Grant Management and Oversight Requirements*. The proposed rule seeks to:

- * Establish Rules and Standards for the Public Finance Accountability Act

Notice Date: June 9, 2026

Hearing Date: July 9, 2026

Adoption Date: Proposed as July 28, 2026

Technical Citations: 2.91.1, NMAC

The Department proposes the new rule as follows:

The proposed rule outlines the various duties of the Department, local public bodies, and state agencies regarding grants and special appropriations administered under the Public Finance Accountability Act. The rule supplements the state's model accounting practices and provides funding criteria, clearance requirements for special conditions/fiscal agent requirements, grant management /oversight requirements, force majeure request procedures, and corrective action funding request procedures.

These proposed rule will be contained in 2.91.1 NMAC. The register and the proposed rule are available on the DFA 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's General Counsel's officer at dfalegal@dfa.nm.gov.

The DFA plans to adopt this rule July 28, 2026.

A public hearing to receive testimony on this proposed rule will be held on July 9, 2025, at 9:30 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, and via Microsoft Teams.

Join Microsoft Teams Meeting

Link: <https://teams.microsoft.com/meet/212008478509790?p=2gffVgKuzBB6h3CRoI>

Meeting ID: 212 008 478 509 790

Passcode: Qb73wK9v

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 Department of Finance and Administration, General Counsel Office at: dfalegal@dfa.nm.gov or 505-827-3985.

DFA will make copies of all comments available upon request, either by providing copies directly to a requestor or by making them available on the DFA website or at a location within the requestor's county. Interested persons may address written comments to:

Department of Finance and Administration, Financial Control Division
ATTN: 2.42.2 NMAC Public Comments
407 Galisteo St.
Bataan Memorial Building
Santa Fe, NM 87501

Recorded comments may be left at (505) 827-3985. 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 5:00 p.m. MT on July 9, 2026. 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.