

**NOTICE OF PROPOSED RULEMAKING**

**Public Notice:** The Public Defender Commission provides notice that it will conduct a public hearing at the Law Offices of the Public Defender, 505 Marquette Ave NW, 17th Floor, Albuquerque, NM on Friday, April 17, 2026 at 9:00 a.m. Virtual participation will also be available via Zoom. Log-in details for the Zoom meeting will be available on the Law Offices of the Public Defender website ([www.lopdm.us](http://www.lopdm.us)) beginning Wednesday, April 15, 2026. The purpose of the public hearing is to receive public input on proposed amendments to 10.12.7 NMAC – Absence and Leave.

**Authority:** Paragraph (6) of Subsection B. of Section 31-15-2.4 NMSA 1978; Section 31-15-7 NMSA 1978, Section 10-7-10 NMSA 1978; Section 13:29 U.S.C. Sections 201 and 2601 et seq.; Section 15: Section 1-12-42 NMSA 1978, Section 17 NMSA 1978, Sections 20-4-7, 20-5-14 and 20-7-5 NMSA 1978.

**Purpose:** The purpose of the amendment to 10.12.7.10 NMAC of Subsection A, would permit Law Offices of the Public Defender employees to accrue 4.00 hours of sick leave per pay period when working 80 hours a pay period with qualifying working or leave hours.

**Summary of Proposed Amendments to 10.12.7 NMAC:**

**10.12.7.10 – Sick Leave**

A. Employees, except those on full-time educational leave with pay, absence without leave, leave without pay, unpaid FMLA leave, or suspension without pay, shall accrue sick leave at the rate of [~~3.69~~] 4.00 hours per pay period.

**How to Comment on the Proposed Rules:**

Interested individuals may provide comments at the public hearing and/or submit written or electronic comments to Abby Adamo, via email at [abby.adamo@lopdm.us](mailto:abby.adamo@lopdm.us) or mail to Attn: Abby Adamo – Rule Changes to 10.12.7.10 NMAC, 505 Marquette Ave NW, Ste 1720, Albuquerque, NM 87102.

Written comments must be received no later than 5:00 pm on April 16, 2026. However, the submission of written comments as soon as possible is encouraged. Persons may also submit written comments at the public hearing.

**Copies of Proposed Rules:**

Copies of the proposed rules are available for download on the LOPD's website at <http://www.lopdm.us>. A copy of the proposed rules may also be requested by contacting Abby Adamo, via email at [abby.adamo@lopdm.us](mailto:abby.adamo@lopdm.us)

**Special Needs:**

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 Abby Adamo at (505) 796-4402 as soon as possible to provide requested special accommodations.