

NOTICE OF PROPOSED RULEMAKING

Public Notice: The New Mexico Spaceport Authority gives notice that it will conduct a public hearing for the proposed rulemaking at the corporate offices of the Authority, 4605 Research Park Circle, Suite A, Las Cruces, NM 88001, on Thursday, May 21, 2026 at 1:00 p.m. (MST). Virtual participation will also be available. The purpose of the public hearing is to receive public input on proposed amendments to 18.61.3 NMAC – Bylaws of the Board of Directors of the New Mexico Spaceport Authority.

Authority: 18.61.3.27 NMAC, 18.61.3.28 NMAC

Purpose: The proposed amendments to Section 16 seek to:

- * Eliminate ambiguity of what constitutes a quorum;
- * Set a preference for remote participation of board members during board meetings;
- * Provide flexibility for establishing quarterly board meetings; and
- * Update Open Meetings Act notice requirements for special and emergency meetings.

Notice Date: April 21, 2026

Hearing Date: May 21, 2026

Technical Citations: 18.61.3.9 NMAC, 18.61.3.16 NMAC

Copies of Proposed Rules: These proposed rule changes will be contained in 18.61.3.16 NMAC. The register and the proposed rules are available on the New Mexico Spaceport Authority website at <https://www.spaceportamerica.com/governance>. If you do not have internet access, a copy of the proposed register and rule may be requested by contacting Amanda Garcia, via email at amanda.garcia@spaceportamerica.com.

Public Comment: Interested persons may provide comment at the public hearing held at the Authority's corporate office and via virtual link that will be available on the New Mexico Spaceport Authority website at <https://www.spaceportamerica.com/governance> seventy-two (72) hours before the hearing.

Written comments must be received no later than 5:00 p.m. (MST) on May 21, 2026, and will be given the same consideration as oral testimony made at the public hearing. The Authority encourages early submission of written comments.

Interested persons may address written comments to:

New Mexico Spaceport Authority, Legal Department
ATTN: Bylaws Amendments
4605 Research Park Circle, Ste. A
Las Cruces, NM 88001

Interested persons may also address comments via electronic mail to amanda.garcia@spaceportamerica.com.

Accommodations: 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 the Office Administrator of the Authority to discuss your accessibility needs at least one week prior, or as soon as possible, by emailing Amanda Garcia at amanda.garcia@spaceportamerica.com or by telephone at 575-267-8500.