

NOTICE OF PROPOSED RULEMAKING

The Aviation Division of the New Mexico Department of Transportation is proposing to amend Rule 18.11.10. NMAC, Rural Air Service Enhancement Grant Program.

Approval of the initial rulemaking action for the proposed amendment was granted to the Aviation Division by the New Mexico State Transportation Commission on May 18th, 2023, pursuant to Sections 9-1-5, 67-3-8, 67-3-11, 67-3-14, and 67-3-28 NMSA 1978. The legal authority authorizing this rulemaking is Section 64-1-13 NMSA 1978 and Section 64-6-3 NMSA 1978.

Purpose: The purpose of this rule is to amend the rule governing the Rural Air Service Enhancement grant program to reflect changes to the program made by House Bill 433 as passed during the 2023 regular session of the New Mexico Legislature and signed by the Governor.

Summary of Full Text: The Rural Air Service Enhancement Act was established to provide grant funds to municipalities and counties for use in establishing and maintaining rural air service. The proposed amended rule implements provisions of the Act necessary for the Aviation Division to administer the grant program.

Full Text of the Proposed Rule: Copy of the full text of the proposed amendment rule may be found on the NMDOT website at the following internet link, under the *Public Notices* tab: <https://www.dot.nm.gov/public-legal-notice/>. A copy of the proposed rule may also be requested by contacting Daniel R. Moran at: Telephone (505) 699-5462 or Email: dan.moran@dot.nm.gov A reasonable fee may be charged for printed copies.

Rulemaking Hearing: NMDOT will hold a public hearing for the purpose of receiving oral and written public comment from interested parties on the proposed amendment rule, 18.11.10 NMAC. The hearing is scheduled on July 27th, 2023 from 1:00 p.m. to 2:30 p.m. at New Mexico Department of Transportation, district three auditorium, 7500 Pan American Fwy. NE, Albuquerque, New Mexico.

Written Comments: To submit written comments on or before July 27th, 2023 please send to: Daniel R Moran, Aviation Division, New Mexico Department of Transportation, 3501 Access Rd C., Albuquerque, New Mexico 87106, Telephone (505) 699-5462; Email: dan.moran@dot.nm.gov Written comments will be accepted from the date this notice is published in the New Mexico Register and until the close of the hearing scheduled in this rulemaking, July 27th, 2023. If you plan to submit written comments, argument or data at the hearing, please make sure any documentation contains your name, phone number and email address, and please bring (3) copies of any documents to the hearing. If submitting written comments by email, please indicate the rule number in the subject line. Oral comments will only be accepted at the public hearing, and may be subject to time limitations. After the close of the hearing scheduled in this rulemaking, the rulemaking record will be closed, and no other comments will be accepted. All written comments will be posted on the department's website within three days of receipt.

Accommodations: Any individual with a disability who is in need of an auxiliary aid or service to attend or participate in the hearing, or who needs copies of the proposed rule revisions in an accessible form may contact: Daniel R. Moran at (505) 699-5462 or dan.moran@dot.nm.gov at least ten days before the hearing.