

TITLE 15 GAMBLING AND LIQUOR CONTROL
CHAPTER 1 GAMES AND GAMING GENERAL PROVISIONS
PART 3 ADOPTION, CONSTRUCTION AND SEVERABILITY OF RULES PROMULGATED BY
THE GAMING CONTROL BOARD

15.1.3.1 ISSUING AGENCY: New Mexico Gaming Control Board.
[15.1.3.1 NMAC - Rp, 15.1.3.1 NMAC, 2/11/2025]

15.1.3.2 SCOPE: This rule applies to all persons subject to regulations promulgated under the New Mexico Gaming Control Act by the gaming control board.
[15.1.3.2 NMAC - Rp, 15.1.3.2 NMAC, 2/11/2025]

15.1.3.3 STATUTORY AUTHORITY: Paragraph (3) of Subsection B of Section 60-2E-7 NMSA 1978 of the Gaming Control Act authorizes the gaming control board to develop, adopt and promulgate all regulations necessary to implement and administer the provisions of the Gaming Control Act.
[15.1.3.3 NMAC - Rp, 15.1.3.3 NMAC, 2/11/2025]

15.1.3.4 DURATION: Permanent.
[15.1.3.4 NMAC - Rp, 15.1.3.4 NMAC, 2/11/2025]

15.1.3.5 EFFECTIVE DATE: February 11, 2025, unless a later date is cited at the end of a section.
[15.1.3.5 NMAC - Rp, 15.1.3.5 NMAC 2/11/2025]

15.1.3.6 OBJECTIVE: This rule clarifies the role of the gaming control board in promulgating regulations and establish the scope and severability of such rules.
[15.1.3.6 NMAC - Rp, 15.1.3.6 NMAC, 2/11/2025]

15.1.3.7 DEFINITIONS: [RESERVED]

15.1.3.8 ADOPTION, AMENDMENT AND REPEAL: The board is authorized to adopt regulations pursuant to the Gaming Control Act, Sections 60-2E-1 through 60-2E-62 NMSA 1978. From time to time as the board deems necessary, the board will adopt, amend and repeal such regulations, consistent with the policy, objectives, and purposes of the Gaming Control Act.
[15.1.3.8 NMAC - Rp, 15.1.3.1 NMAC, 2/11/2025]

15.1.3.9 CONSTRUCTION: Nothing contained in Title 15, Chapter 1 will be construed so as to conflict with any provision of the Gaming Control Act or any other applicable statute.
[15.1.3.9 NMAC - Rp, 15.1.3.9 NMAC, 2/11/2025]

15.1.3.10 SEVERABILITY: The sections and subsections of the parts in Chapter 1 of Title 15 promulgated by the board are deemed severable. If any section or subsection is found invalid, unconstitutional, or otherwise contrary to the laws of New Mexico by opinion of a court of competent jurisdiction or by legislative enactment, the opinion or enactment will invalidate only that particular section or subsection. All other provisions of Title 15, Chapter 1 will remain in full force and effect.
[15.1.3.10 NMAC - Rp, 15.1.3.10 NMAC, 2/11/2025]

HISTORY OF 15.1.3 NMAC:

Pre NMAC History: None.

History of Repealed Material: 15 NMAC 1.3, Adoption, Construction And Severability Of Rules Promulgated By The Gaming Control Board filed 11/13/1998, Repealed effective 2/14/2002.

15.1.3 NMAC, Adoption, Construction And Severability Of Rules Promulgated By The Gaming Control Board filed 2/1/2002, Repealed effective 2/11/2025.

Other: 15 NMAC 1.3, Adoption, Construction And Severability Of Rules Promulgated By The Gaming Control Board filed 11/13/1998, Replaced by 15.1.3 NMAC, Adoption, Construction And Severability Of Rules Promulgated By The Gaming Control Board effective 2/14/2002.

15.1.3 NMAC, Adoption, Construction And Severability Of Rules Promulgated By The Gaming Control Board filed 2/1/2002, Replaced by 15.1.3 NMAC, Adoption, Construction And Severability Of Rules Promulgated By The Gaming Control Board effective 2/11/2025.