



## NOTICE OF EMERGENCY RULEMAKING

**Public Notice.** The New Mexico Department of Public Safety [“DPS”] gives notice that on May 22, 2025, it adopted emergency amendments to Sections 12, 14, 17, and 22 of rule 10.8.2 NMAC - PUBLIC SAFETY AND LAW ENFORCEMENT WEAPONS AND EXPLOSIVES CARRYING CONCEALED HANDGUNS. DPS finds that the adoption of the emergency amendments Sections 12, 14, 17, and 22 of permanent rule 10.8.2 NMAC justified because the time required to comply with the non-emergency rulemaking procedures of the State Rules Act would cause an imminent peril to the public health, safety or welfare, the unanticipated loss of funding for an agency program, and place DPS in violation of federal law, in accordance with Section 14-4-5.6 NMSA 1978.

**Rule Information.** The purpose of the emergency amendments to the rule is to enable DPS to require and obtain current fingerprint submissions for new and renewal concealed carry license applications that comply with the requirements in Section 29-19-5 NMSA 1978 and 10.8.2.14 NMAC for positive identification purposes.

**Copies of the Rule.** Copies of the emergency rule may be obtained at all DPS district, field, ports of entry, and regional offices, at the DPS website, <https://www.dps.nm.gov/index.php/public-information/rule-making/> on the sunshine portal, or by contacting Herbert Strassberg, Assistant General Counsel, at 505.637.1506 or [herbert.strassberg@dps.nm.gov](mailto:herbert.strassberg@dps.nm.gov)

**Statutory Authorization.** The statutory authorization for this emergency amendment rulemaking to NMAC 10.8.2 PUBLIC SAFETY AND LAW ENFORCEMENT WEAPONS AND EXPLOSIVES CARRYING CONCEALED HANDGUNS is set forth in Subsection E of Section 9-19-6 NMSA 1978; Sections 29-19-1 through 29-19-15 NMSA 1978; Section 30-7-2 NMSA 1978; Section 30-7-2.1 NMSA 1978; and Section 30-7-2.4 NMSA 1978.

**Temporary rule.** The emergency amendments to 10.8.2 NMAC - PUBLIC SAFETY AND LAW ENFORCEMENT WEAPONS AND EXPLOSIVES CARRYING CONCEALED HANDGUNS are temporary and will expire within one hundred and eighty days of their effective date.

**Summary of the rule.** The emergency amendments to 10.8.2 NMAC - PUBLIC SAFETY AND LAW ENFORCEMENT WEAPONS AND EXPLOSIVES CARRYING CONCEALED HANDGUNS amends the relevant portions of the rule to require new fingerprint submissions for new and renewal concealed carry license applicants and licensees that comply with the requirements in Section 29-19-5 NMSA 1978 and 10.8.2.14 NMAC.