

DPS'S ADJUSTMENT STATEMENT FOR 10.8.2.32(A)(3) NMAC READ INTO THE RECORD AT
THE OCTOBER 14, 2025, PUBLIC COMMENT HEAIRNG

Post-Hearing Clarification Statement — § 10.8.2.32 NMAC (Cross-Reference to § 10.8.2.15 NMAC)

At the October 14, 2025, public comment hearing, DPS submitted a one-page clarification, which the hearing officer read into the record to avoid duplicative and potentially inconsistent wording in § 10.8.2.32 (Military Service Persons). DPS is posting that document and this post-hearing adjustment statement to ensure public access. Written comments remain open through Oct. 28, 2025.

The noticed text in § 10.8.2.32(A)(3) contains a sentence prescribing training/renewal specifics (“...beyond 20 years... two-year four-hour renewal...”). To ensure uniform administration of training and renewal requirements, DPS will replace that sentence with a cross-reference to § 10.8.2.15(A)(2) – (3) rather than repeating requirements in multiple sections. The hearing officer accepted this clarification into the rulemaking record. This edit eliminates duplication and aligns § 10.8.2.32 with the central training/renewal provisions in § 10.8.2.15.

This amendment falls within the scope of the current rulemaking because (i) 10.8.2.32 NMAC was opened in the published proposal; (ii) the change is a clarifying cross-reference within the same subject matter; and (iii) it does not impose a materially different effect from what commenters could reasonably anticipate. See 1.24.25.14(C) NMAC.

DPS submits this written adjustment statement for inclusion in the rulemaking record. DPS will post this statement on its website, the New Mexico Sunshine portal, and keep it available for public inspection. DPS will continue accepting written comments through October 28, 2025, as previously noticed. See 1.24.25.12(D) NMAC and the Corrected Notice extending the comment period.

Authority for adoption with changes to the proposed rule and the concise explanatory statement’s content. DPS may adopt the proposed rule with amendments within the scope of the current rulemaking proceeding, and the concise explanatory statement will include reasons for any changes between the published proposed rule and the final rule. See 1.24.25.14(C), (F)(6) NMAC.

I. The proposed **new language** of 10.8.2.32(A)(3) NMAC will be:

“A. Eligibility. [Any] Active military service persons or honorably discharged veterans, shall be allowed to obtain a five-year concealed handgun carry license under the following requirements: ... (3) documentation satisfactory to the department that the applicant was a prior military service person honorably discharged. Military service persons beyond 20 years of military separation are required to complete a refresher course as required by 10.8.2.15(A)(2) NMAC and for licensee renewals as required in 10.8.2.15 (A)(3) NMAC.”

II. The Draft Amendment language circulated of 10.8.2.32(A)(3) NMAC is:

“A. Eligibility. [Any] Active military service persons or honorably discharged veterans, shall be allowed to obtain a five-year concealed handgun carry license under the following requirements: ... (3) documentation satisfactory to the department that the applicant was a prior military service person honorably discharged. Military service persons beyond 20 years of military separation are required to complete a two-year four-hour renewal firearms training course, two years (22 to 26 months) after their five-year license issue date.”