NOTICE OF RULEMAKING

The Department of Finance and Administration has scheduled a public hearing for the proposed repeal and replacement of New Mexico Administrative Code (NMAC) rule 2.20.3, *Voucher Approval - Authority to Make Expenditures.* The purpose of the hearing is to take public comment regarding the proposed repeal and replacement of 2.20.3 NMAC. Per Subsection C of 1.24.11.9 NMAC, any amendment of 2.20.3 NMAC requires a repeal and replacement with a new rule. The current, active version of that rule is in a WORD 97-2003 version.

Substantively, the Department proposes to delete Section 2.20.3.9 NMAC, *Voucher Approval - Exceptions From Vouchering Through the Department*. Only Section 2.20.3.9 is being substantively changed; it is being deleted in its entirety and will not be carried forward into the replacement rule. All other sections of 2.20.3 NMAC are repealed and replaced without substantive change.

Notice Date: November 17, 2026
Hearing Date: December 18, 2026 at 1:00 p.m.
Adoption Date: Proposed as December 18, 2026
Effective Date: Proposed as January 13, 2027
Technical Citations: 2.20.3 NMAC

The Department is proposing the following substantive amendment to 2.20.3 NMAC as follows:

Section 2.20.3.9 is deleted in its entirety:

[~~2.20.3.9 VOUCHER APPROVAL EXCEPTIONS FROM VOUCHERING THROUGH THE DEPARTMENT~~
~~A. The secretary of finance and administration finds that efficiency and economy require that the following state agencies be excepted from submitting vouchers through the department for approval: (1) the state highway and transportation department; (2) the inter-tribal Indian ceremonial; (3) the human services department for: (a) child support payments; (b) project forward; (c) care and support; (d) financial assistance to clients for dependent children; (e) medical payments to providers of care; (4) the state department of labor; and (5) taxation and revenue department for refunds on tax returns.~~
~~B. The following state agencies are excepted by law from submitting vouchers through the department for approval: (1) the state fair pursuant to Section 16-6-8 NMSA 1978; (2) the livestock board pursuant to Section 77-2-10 NMSA 1978; (3) the peanut commission pursuant to Section 76-17-8 NMSA 1978; (4) the New Mexico mortgage finance authority pursuant to Section 58-18-20 NMSA 1978; and (5) the New Mexico public school insurance authority pursuant to Section 22-2-6.8 NMSA 1978.~~
~~C. State agencies excepted from submitting vouchers through the department for approval shall adhere to all applicable statutes, rules, and regulations.~~]

These proposed repeal and replacement will be contained in 2.20.3 NMAC. The register and the proposed rule are available on the DFA website at https://www.nmdfa.state.nm.us/. If you do not have internet access, a copy of the proposed register and rule may be requested by contacting DFA's General Counsel's office at dfalegal@dfa.nm.gov.

The DFA plans to adopt this rule on December 18, 2026.

A public hearing to receive testimony on this proposed rule will be held on December 18, 2026, at 1:00 p.m.
A hearing will be held at the New Mexico Department of Finance and Administration, Bataan Memorial Building, 407 Galisteo St., Santa Fe, NM 87501, State Budget Conference Room, and via Microsoft Teams.

Join Microsoft Teams Meeting
Link: https://teams.microsoft.com/meet/2666834701042931?p=e5e9FVAsMZXE7mf1Td
Meeting ID: 266 683 470 104 293 1
Passcode: GU9yR9s2

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 our staff to discuss your accessibility needs at least one week prior, or as soon as possible, by emailing the Department of Finance and Administration, General Counsel Office at: dfalegal@dfa.nm.gov or 505-827-3985.

DFA will make copies of all comments available upon request, either by providing copies directly to a requestor or by making them available on the DFA website or at a location within the requestor's county.

Interested persons may address written comments to:
Department of Finance and Administration, Financial Control Division
ATTN: 2.20.3 NMAC Public Comments
407 Galisteo St.
Bataan Memorial Building
Santa Fe, NM 87501

Recorded comments may be left at (505) 827-3985. Interested persons may also address comments via electronic mail to: dfalegal@dfa.nm.gov. Written mail, electronic mail, and recorded comments must be received no later than 5:00 p.m. MT on December 17, 2026. Written and recorded comments will be given the same consideration as oral testimony made at the public hearing. All written comments received will be posted as they are received on the DFA website at https://www.nmdfa.state.nm.us/ along with the applicable register and rule. The public posting will include the name and any contact information provided by the commenter.