

Concise Explanatory Statement For Rulemaking Adoption:

Findings required for rulemaking adoption:

Findings MUST include:

- Reasons for adopting rule, including any findings otherwise required by law of the agency, and a summary of any independent analysis done by the agency;
- Reasons for any change between the published proposed rule and the final rule; and
- Reasons for not accepting substantive arguments made through public comment.

Specific statutory or other authority authorizing rule making:
Sections 9-24-8, 22-2-1, 22-2-2, and 22-2C-3 NMSA 1978.

Rule adoption date:
July 7, 2023

Rule effective date:
July 18, 2023

Reasons for adopting rule:
The purpose of the rulemaking is to formalize instructional requirements for designated and integrated English language development as outlined in federal obligations to English language learners.

Rule information:
The rule updates criteria for determining requirements for the instruction of English Language Learners. It adds description for designated and integrated English language development and includes updates necessary under new rulemaking guidelines

Reasons for any change between the published proposed rule and the final rule:
The Department reviewed and considered all written and oral feedback received during the public comment period. The Department did not receive feedback for this rule.

Relevant attachments:
6.29.5 NMAC, Response to Public Comment.

Issuing authority (If delegated, authority letter must be on file with ALD):

Name:

Gregory Frostad

Check if authority has been delegated

Title:

Assistant Secretary of Policy, Research and Technology

Signature: (BLACK ink only OR Digital Signature)

Date signed:

DocuSigned by:

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07/07/2023

Response to Public Comment
6.29.5 NMAC, English Language Development

RULE CHANGES	
Section	Change
6.29.5	<ul style="list-style-type: none">• No changes.

Response to Public Comment
6.29.5 NMAC, English Language Development

Public Comment Period: May 16, 2023 to June 21, 2023

The New Mexico Public Education Department (PED) received no public comment for this rule.

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Summary of Comments	PED Response
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