

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 rulemaking:

Sections 9-24-8, 22-2-1, 22-2-2, 22-2C-4, 22-2C-5, 22-2F-2, and 22-2C-11NMSA 1978.
20 USC 6303 Sections 1003 and 1111.

Rule adoption date:

September 28, 2023

Rule effective date:

October 10, 2023

Reasons for adopting rule: The purpose of the proposed rulemaking is to update the requirements for the annual diabetes report submitted to the department by school districts and state-chartered charter schools.

Rule information: The proposed amendment simplifies reporting requirements for school districts and state-chartered charter schools, includes scanning of continuous glucose monitors in the required training for diabetes care personnel, adds the statutory definition of schools nurse, and includes clean-up language.

Reasons for any change between the published proposed rule and the final rule:

The Department reviews and considers all written and oral feedback received during the public comment period. For more detail on the changes between the proposed rule and the rule as adopted, reasons for changes, or information as to why the Department may not have accepted comments or suggested changes, please see "6.12.11 NMAC_Response to Public Comment," attached. Note: The Department did not receive feedback for this rule.

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

Name:

Gregory Frostad

Check if authority has been delegated

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Title:

Assistant Secretary of Policy, Research and Technology

Signature: (BLACK ink only OR Digital Signature)

Date signed:

DocuSigned by:



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09/28/2023

Response to Public Comment
6.12.11 NMAC, Student Diabetes Management

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