

NEW MEXICO STATEWIDE INDEPENDENT LIVING COUNCIL

Open Meetings Act Resolution

October 13, 2026

WHEREAS, SECTION 10-15-1(B) OF THE OPEN MEETINGS ACT, states that, except as may be otherwise provided in the constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission, administrative adjudicatory body or other policymaking body of any state or local public agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, SECTION 10-15-1(D) OF THE OPEN MEETINGS ACT requires the Statewide Independent Living Council to determine annually what constitutes reasonable notice of its public meetings;

NOW, THEREFORE, BE IT RESOLVED by the Statewide Independent Living Council (SILC), meeting in the city of Albuquerque this 13th day of October 2026, that:

1. All meetings of the SILC shall be held as indicated in the meeting notice, except that meetings may be canceled due to a lack of a quorum, due to inclement weather, or for other appropriate reasons.
2. Regular meetings: Notice of regular meetings shall be given at least 10 days in advance of the meeting.
3. Special meetings: Notice of special meetings shall be given at least 3 days in advance of the meeting.
4. Emergency meetings: Emergency meetings will be called only if unforeseen circumstances exist that, if not addressed immediately by the SILC, will likely result in injury or damage to persons or property or substantial financial loss to the SILC.
5. For regular meetings described in paragraph (2), notice of the date, time, place, and how to obtain a copy of the agenda shall be placed on the SILC web page at www.dvrstate.nm.us/state-independent-living-council. Notice shall also be sent to each of the five centers for independent living. The meeting agenda shall be posted on the SILC web page at least 72 hours prior to the meeting.

6. For special meetings described in paragraph (3), notice of the date, time, place, and how to obtain a copy of the agenda shall be placed on the SILC web page at www.dvrstate.nm.us/state-independent-living-council. Notice shall also be sent to each of the five centers for independent living. The meeting agenda shall be posted on the SILC web page at least 72 hours prior to the meeting.
7. For emergency meetings described in paragraph (4), notice requirements are met if notice of the date, time, place, and a copy of the agenda is made reasonably available under the circumstances, which may include posting on the SILC web page and sending to each of the five centers for independent living. The agenda shall also be posted to the SILC web page and sent to each of the five centers for independent living.
8. For regular, special, and emergency meetings, notice also shall be given to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings.
9. All notices shall include information on how persons with disabilities may request a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service as may be required by the Americans with Disabilities Act (ADA).
10. A member of the SILC may attend by conference telephone or other similar communications equipment, including through online conferencing platforms. However, such attendance is allowed only when it is otherwise difficult or impossible for the member to attend. Such attendance is allowed at the discretion of the chair. In addition, each member thus participating must be identified when speaking, all participants must be able to hear each other at the same time, and the public must be able to hear any member who speaks during the meeting.
11. The SILC may close a meeting to the public only if the subject matter of such discussion or action is excepted from the open meeting requirement under the Open Meetings Act.
 - (a) If any meeting is closed during an open meeting, such closure shall be approved by a majority vote of a quorum of the SILC taken during the open meeting. The authority for the closed meeting and the subjects to be discussed shall be stated with reasonable specificity in the motion to close. The vote of each member on the motion to close shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in the closed meeting.
 - (b) If a closed meeting is to be conducted when the SILC is not in an open meeting, the closed meeting shall not be held until appropriate public notice is given.
 - (c) Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.

(d) Except as provided by the Open Meetings Act, any action taken as a result of discussions in a closed meeting shall be made by vote in an open public meeting.

Passed and electronically signed by the Chairperson of the Statewide Independent Living Council
this 13th day of October 2026.

Dr. Paula Seanez, Chair
Statewide Independent Living Council