

PUBLIC RULE HEARING AND REGULAR BOARD MEETING

The New Mexico Board of Nutrition and Dietetics will hold a rule hearing on Monday, October 7, 2019. Following the rule hearing, the Board will convene a Board meeting to consider adoption of the rules and address regular business. The rule hearing and board meeting will be held 10:00 a.m. at the Regulation and Licensing Department, 5500 San Antonio Dr., NE, Albuquerque, NM in the Sandia Conference Room.

The purpose of the rule hearing is to consider proposed amendments to the following rules:

16.14.1.7 NMAC - Definitions
16.14.3.14 NMAC- Reciprocity
16.14.5.9. NMAC - Test Administration
16.14.6.8 NMAC - Annual Renewal
16.14.7.8 NMAC - Reinstatement of a Lapsed License
16.14.10.8 NMAC- Standards of Practice

The changes to Parts 1, 3, 5, 6, 7 and 10 are to adopt and define reciprocity which will bring the board in compliance with Senate Bill 105 ("SB 105"). This adoption will allow individuals from other states with similar licensure requirements to acquire a license in New Mexico. Test administration change is being made to clarify the use of testing agencies rather than naming a specific company that administers the examination. We are also making changes for clerical corrections.

To obtain and review copies of the proposed changes you may go to the Board's website at: www.rld.state.nm.us/boards/Nutrition_and_Dietetics_Members_and_Meetings.aspx, or contact the Boards and Commissions Division at (505) 476-4622.

The Board is currently accepting public comments on the proposed amendments. Please submit written comments on the proposed changes to Richard Espinoza, Executive Director, via electronic mail at: richard.espinoza@state.nm.us or by regular mail at P.O. Box 25101, Santa Fe, NM 87504, no later than Friday, October 4, 2019. Persons will also be given the opportunity to present their comments at the rule hearing. All written comments will be posted to the Board's website at: www.rld.state.nm.us/boards/Nutrition_and_Dietetics_Members_and_Meetings.aspx.

An individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service to attend or participate in the hearing, please contact Richard Espinoza, Executive Director at (505) 476-4622.

Statutory Authority: The Nutrition and Dietetics Practice Act, Sections 61-7A-1 to -15 NMSA 1978 (1993, as amended through 2017), among other provisions, specifically authorizes the Board to "adopt and file all rules necessary for the implementation and enforcement of the provisions of the Nutrition and Dietetics Practice Act."

Summary of Proposed Changes:

In addition to making minor clarification changes, the proposed rules are summarized as follows:

16.14.1.7. NMAC - Definitions

This adoption is to define "Reciprocity" which will bring the board in compliance with SB105.

16.14.3.14. NMAC - Reciprocity

This adoption will allow individual from other states with similar licensure requirements to acquire a license in New Mexico. This adoption will bring the board in compliance with SB105.

16.14.5.9. NMAC – Test Administration

This change is being made to clarify the use of testing agency rather than naming a specific company that administers the examination.

16.14.6.8. NMAC – Annual Renewal

This change is being made for a clerical correction.

16.14.7.8 NMAC – Reinstatement of a Lapsed License

This change is being made for a clerical correction.

16.14.10.8. NMAC – Standards of Practice

The statutory cite which allows us to change each rule is Paragraph 8 of Subsection A of Section 61-7A-6 NMSA 1978.