

NOTICE OF PUBLIC HEARING

The Construction Industries Commission will convene a public hearing on the repeal and replacement of rule NMAC 14.7.2-- 2015 New Mexico Commercial Building Code, NMAC 14.7.3—2015 New Mexico Residential Building Code, NMAC 14.7.7—2015 New Mexico Existing Building Code and amendments to NMAC 14.5.2—Permits, NMAC 14.7.4--2015 New Mexico Earthen Building Materials Code and NMAC 14.7.8—2015 New Mexico Historic Earthen Buildings. The hearing will be held before a hearing officer, at which time any interested person is invited to submit data, views or arguments on the proposed changes, either orally or in writing and to examine witnesses testifying at the hearing. The hearing is scheduled for May 12, 2023.

The purpose of this public rule hearing is to receive public comments regarding the repeal and replacement of NMAC 14.7.2, 14.7.3 and 14.7.7 adopting the 2021 International Code with amendments and amendments to NMAC 14.5.2, 14.7.4 and 14.7.8 updating the General Building Codes.

The statutory authority for this rulemaking is found in the Construction Industries Licensing Act, NMSA 1978 Sections 60-13-1 through 59, specifically Sections 60-13-9, 60-13.10.3, 60-13-44, 60-13-45 and 60-13-47.

The hearing is scheduled as follows:

An in-person hearing shall be held on Friday, May 12, 2023, at the Toney Anaya Building, 2550 Cerrillos Road, Santa Fe, NM, second floor, Hearing Room #1, starting at 9:30 a.m. The hearing will remain open until 10:00 a.m. or until participants have an opportunity to make public comment, whichever is longer.

To Join Via Phone:

+1 505-312-4308, 826964141# United States, Albuquerque
Phone Conference ID: 826 964 141#

Interested persons may obtain copies of the proposed rule changes by logging onto the Construction Industries Division website (<https://www.rld.nm.gov/construction-industries>) to download the proposed rules or by written request to the Albuquerque CID Office – Regulation and Licensing Department, 5500 San Antonio Drive NE, Albuquerque, NM 87109, attention: Eliza Casados.

You may send written comments to: Construction Industries Division, – Regulation and Licensing Department, 5500 San Antonio Drive NE, Albuquerque, NM 87109, Attention: Public Comments. Written comments may also be faxed to (505) 765-5670 or submitted to Eliza Casados at her email address: eliza.casados@rld.nm.gov. All written comments must be received no later than 5:00 p.m., on Thursday, May 11, 2023. You may also review submitted comments by requesting copies from Eliza Casados at her email address above. Public comments will be posted on the division's website (<https://www.rld.nm.gov/construction-industries>). Written comments may also be received by the Commission at the in-person hearing until the hearing is closed. All public comment received shall be admitted into the record during the public hearing.

If you require special accommodations to attend the hearing, please notify CID by phone, email, or fax, of such needs as soon as possible to ensure adequate accommodations. Telephone: (505) 629-3835. Email: eliza.casados@rld.nm.gov; Fax No. (505) 765-5670.

Summary of the Proposed Changes to the Administrative Codes:

14.5.2 NMAC – Permits, amends section 14.5.2.9(B) Exceptions to Requirement for Permits for residential building amending requirements for mechanical and plumbing work. Minor formatting changes.

14.7.2 NMAC – 2015 New Mexico Commercial Building Code, repeal and replace with the 2021 International Commercial Building Code with amendments.

14.7.3 NMAC – 2015 New Mexico Residential Building Code, repeal and replace with the 2021 International Residential Building Code with amendments.

14.7.4 NMAC – 2015 New Mexico Earthen Building Materials Code, amends depth requirement for Count Rumford fireplace, adobe thickness and clarifies wall height requirements for earthen structures located in the IRC. Minor formatting and grammatical changes.

14.7.7 NMAC – 2015 New Mexico Existing Building Code, repeal and replace with the 2021 International Existing Building Code with amendments.

14.7.8 NMAC – 2015 New Mexico Historic Earthen Buildings, amends definition of “alteration”, “Energy Conservation: General”, “Repairs: Replacement glazing”, “Alterations: General”, “Change of Occupancy: General”, “Walls” and “Change of occupancy”.