

NOTICE OF PUBLIC RULE HEARING AND BOARD MEETING

The New Mexico Nutrition and Dietetics Practice Board will hold a rule hearing on Thursday November 13, at 10:00 a.m., immediately followed by a meeting of the board to consider any public comment and adoption of the proposed rule listed below and take care of other business. Public participation is welcomed, and comments may be submitted in writing during the public comment period, or in person during the public rule hearing. The hearing and subsequent meeting will take place at the Regulation and Licensing Department, Sandia Conference Room, located at 5500 San Antonio Drive NE, Albuquerque, New Mexico 87109.

The meeting will also be held via Microsoft Teams for those desiring to attend virtually.

<https://teams.microsoft.com/meet/2460654459077?p=9LFyNFLFI98CH0DUqn>

Meeting ID: 246 065 445 907 7

Passcode: Sv9Da7AP

Dial in by phone

+1 505-312-4308,,752507848# United States, Albuquerque

Phone conference ID: 752 507 848#

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

16.14.2 Fees

The agenda for the rule hearing and board meeting will be posted and available at least 72 hours before the meeting on the Board website at <https://www.rld.nm.gov/boards-and-commissions/individual-boards-and-commissions/nutrition-and-dietetics/board-information/nd-board-meetings> . Copies of the agenda may also be obtained by contacting Roxann Ortiz at 505-795-5576.

The Nutrition and Dietetics Practice Board will begin accepting written public comments regarding the proposed rule changes on October 13, 2025. If submitting written public comment prior to the rule hearing, the Nutrition and Dietetics Practice Board will accept written public comments received by 10:00 a.m. on November 13, 2025. All written comments will be posted to the Board's website link above, no more than three business days following receipt to allow for public view. Written comments may be submitted by email to nutritiondieteticsbd@rld.nm.gov or by postal mail to the following address:

New Mexico Regulation and Licensing Department
Attn: Nutrition and Dietetics Practice Board
P.O. Box 25101
Santa Fe, NM 87504

Public comment will also be accepted during the rule hearing and may be presented orally, or in writing. Individuals who would like to participate and offer public comment ***must appear in person***. The members of the Nutrition and Dietetics Practice Board will not engage in substantive discussion of public comments during the rule hearing but will consider all public comments during the board meeting following the conclusion of the rule hearing.

For inclement weather: If New Mexico state offices are placed on a two-hour delay due to inclement weather, the rule hearing will be pushed back two hours from the noticed hearing time. If New Mexico state offices are closed due to inclement weather, the rule hearing will be rescheduled as soon as possible.

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 Roxann Ortiz at 505-795-5576.

Statutory Authority:

The proposed rule changes are authorized by the Nutrition and Dietetics Practice Act, Sections 61-7A-1 through 61-7A-15 NMSA 1978, which provides explicit authority for the board to promulgate rules to protect public health and safety and carry out the provisions of the Act. The rulemaking and public rule hearing is governed by the State Rules Act, Sections 14-4-1 through 14-4-11 NMSA 1978, and the Default Procedural Rule for Rulemaking promulgated by the New Mexico Department of Justice, Parts 1.24.25.1 through 1.24.25.16 NMAC.

Purpose of the Proposed Rules:

The proposed rule changes are intended to add an administrative fee for electronic processing to allow the board to pay for the ongoing maintenance and licensing of the NM-Plus system. More generally, the proposed rule changes are intended to provide greater clarity in existing regulatory and statutory requirements, ensure continued high levels of professionalism among licensees and certificate holders, and to generally satisfy the Board's statutory obligation to promote, preserve and protect the public health, safety and welfare.

Summary of Proposed Changes:

16.14.2.7 NMAC: Fees:

Changes to this rule will allow for a ten dollar (\$10) administrative fee for electronic processing per year to fund the ongoing maintenance and licensing of the NM-Plus system.