

NOTICE OF PROPOSED RULEMAKING AND RULE HEARING

The New Mexico Board of Acupuncture and Oriental Medicine will hold a rule hearing on Wednesday, March 29, 2023, at 9:00 a.m. 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 at 5500 San Antonio Dr. NE, Albuquerque, NM in the Sandia Conference Room for those wishing to attend in person. The rule hearing and board meeting will also be held via Teams Meetings for those desiring to attend virtually.

Teams Meeting:

https://teams.microsoft.com/registration/9GuqBDUb0K_pAS3pw5g_w,Qa8htQQ7oE69qHpPH0i6Sg,h5-71cuIikqyLB7uNmcfUQ,xyHYkDIicE2sq1BhrwHDaQ,TtEBw-_PhkGgoLFYdgAjPg,v-N18iXT70SkuSackKUssw?mode=read&tenantId=04aa6bf4-d436-426f-bfa4-04b7a70e60ff&webinarRing=gcc

Event number: 2493 527 0370

To join the meeting by phone, please call:

United States Toll

+1-415-655-0002

Access code: 2493 527 0370

The purpose of the rule hearing is to consider the proposed rule amendments to Title 16, Chapter 2, Parts 16.2.1, 16.2.5, 16.2.7, 16.2.17, 16.2.18 of the New Mexico Administrative Code as follows:

- 16.2.1 NMAC - General Provisions
- 16.2.5 NMAC - Temporary Licensing
- 16.2.7 NMAC - Educational Programs
- 16.2.17 NMAC - Licensure by Endorsement
- 16.2.18 NMAC - Educational Courses for Expanded Practice

On February 14, 2023, you may obtain and review copies of the proposed changes and public comments, by going to the Board of Acupuncture and Oriental Medicine website at: <https://www.rld.nm.gov/boards-and-commissions/individual-boards-and-commissions/acupuncture-and-oriental-medicine> or by contacting Alyssa Flores, Senior Board Administrator via email at acuorimedboard@rld.nm.gov, or by calling (505) 476-4622.

The Board/Commission will begin accepting public comments on the proposed amended rules beginning February 14, 2023. Please submit written comments on the proposed changes to, Senior Board Administrator via electronic mail at: acuorimedboard@rld.nm.gov, or by regular mail at P.O. Box 25101, Santa Fe, NM 87504 no later than Tuesday, March 28, 2023. Comments received prior to the rule hearing will be posted to the RLD website at: <https://www.rld.nm.gov/boards-and-commissions/individual-boards-and-commissions/acupuncture-and-oriental-medicine>. Every person attending the rule hearing will be given the opportunity to present their public comments at the rule hearing.

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 Alyssa Flores, Senior Board Administrator (505) 476-4622.

Statutory Authority: The proposed rule changes are authorized by the Acupuncture and Oriental Medicine Practice Act, Sections 61-14A-1 through 61-14A-22 NMSA 1978, and specifically Section 61-14A-2 NMSA 1978 (empowering the Board to protect the public, public health, safety and welfare and to protect the public from the unprofessional, improper, incompetent and unlawful practice of acupuncture and oriental medicine), Section 61-14A-8 NMSA 1978 (authorizing the Board to enforce the provisions of the Acupuncture and Oriental Medicine

Practice Act and promulgate rules to that effect) and Section 61-14A-9 NMSA 1978 (authorizing the Board to provide rules establishing fees, examinations for licensing, and to maintain records of all persons so licensed under the Acupuncture and Oriental Medicine Practice Act). The public hearing is governed by the New Mexico Attorney General's default rules for rulemaking proceedings, Sections 1.24.25.1 through 1.24.25.16 NMAC and the State Rules Act, Sections 14-4-1 through 14-4-11 NMSA 1978.

Summary of Proposed Amended Rules:

16.2.1 NMAC - General Provisions: to rectify the name change of the “accreditation commission for acupuncture and oriental medicine” to “accreditation commission for acupuncture and herbal medicine.”

16.2.5 NMAC - Temporary Licensing: to render the rule consistent with 2022 rule changes to 16.2.6 NMAC, 16.2.10 NMAC, and 16.2.12 NMAC.

16.2.7 NMAC - Educational Programs: to rectify the name change of the “accreditation commission for acupuncture and oriental medicine” to “accreditation commission for acupuncture and herbal medicine.”

16.2.17 NMAC - Licensure by Endorsement: to rectify the name change of the “accreditation commission for acupuncture and oriental medicine” to “accreditation commission for acupuncture and herbal medicine.”

16.2.18 NMAC - Educational Courses for Expanded Practice: to rectify the name change of the “accreditation commission for acupuncture and oriental medicine” to “accreditation commission for acupuncture and herbal medicine.”