

NOTICE OF PROPOSED RULEMAKING

The New Mexico Public Employee Labor Relations Board (“PELRB”) hereby gives notice that it will conduct a public hearing as part of its monthly meeting which will commence at 10:00 a.m. on October 1, 2024. The purpose of the public hearing will be to obtain input on the proposed amendment of PELRB administrative rules as described below. Copies of the proposed rules may be accessed on the PELRB website (<http://www.pelrb.nm.gov>) or at the PELRB offices. Concerned parties may provide comments at the public hearing or submit written comments prior to the hearing. Written comments may be submitted to the PELRB via US Mail c/o Matthew Huchmala, Administrative Assistant; New Mexico Public Employee Labor Relations Board; 2929 Coors Blvd. NW, Suite 303; Albuquerque, NM 87102; or by electronic mail to matt.huchmala@pelrb.nm.gov. The submission of written comments as soon as possible is encouraged. Written comments must be received no later than 5:00 p.m. on September 27, 2024.

This information can be provided in a variety of accessible formats. If you are an individual who requires an alternative format or any other form of auxiliary aid to attend or participate in the rulemaking process, please contact the administrative assistant at 505-831-5422 or matt.huchmala@pelrb.nm.gov as soon as possible to arrange the appropriate accommodations.

Statutory Authority

Authority for this rulemaking is the Public Employee Bargaining Act, NMSA 1978 §§ 10-7E-1 through 10-7E-26 (2003, amended 2005).

Summary of Proposed Changes

This list provides a concise statement of the various ways the proposed rules change or codify current practice, and the general reasoning in support of the changes. It is not an elaborate analysis of the rules or of the detailed considerations upon which they are based; rather, it is designed to enable the public to obtain a general idea of the purpose of, and a statement of the basic justification for, the rules. As this list shows, the amendments provide targeted solutions to discrete, specifically identified problems. If the proposed change removes language, that is indicated by text with strikethrough (e.g. ~~removed language~~); if the proposed change adds language, that is indicated by text with underlining (e.g. added language).

Several typographical errors will be corrected without changing the meaning of the rules.

11.21.1.17 EVIDENCE ADMISSIBLE: Changes to this section expands the scope of inadmissible evidence to include confidential information, as well as who and in what circumstances it may be excluded.

11.21.2.37 UNIT CLARIFICATION: Changes to this section clarifies that unit clarification is appropriate for resolving ambiguities concerning the unit placement of individuals who come within a newly established classification.

The PELRB invites members of the public to comment on draft proposed regulations. Members of the public may comment during the rulemaking hearing in the PELRB’s meeting of October 1, 2024, or by submitting written comments prior to that meeting.

Written comments must be submitted no later than 5:00 p.m. on September 27, 2024. Please send comments to the PELRB care of Matthew Huchmala, Executive Administrative Assistant to the Board, either by email to matt.huchmala@pelrb.nm.gov, or have a hard copy delivered to Mr. Huchmala’s attention at the PELRB’s Albuquerque office. There is no need to provide comments via both email and hard copy.