

**NOTICE OF PUBLIC HEARING**

The Construction Industries Division will convene a public hearing for the adoption of rules adding a new chapter to Title 14 of the Housing and Construction of the New Mexico Administrative Code titled Chapter 15 Elevator Safety Code and adding NMAC parts 14.15.1 - General Provisions; 14.15.2 - Permitting; 14.15.3 - Inspections; 14.15.4 - Fees; 14.15.5 - Contractor's License Requirements; 14.15.6 - Journeyman Certification; 14.15.7 - Inspectors 14.15.8 - 2019 NM Safety Code for Elevator and Escalators and deleting Paragraph (7) of Subsection D of 14.6.6.9 NMAC, titled, GS 9 Elevator, escalators, and related machinery (non electrical). 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 rules, either orally or in writing, and to examine witnesses testifying at the hearing. The hearing is scheduled March 24, 2025.

The purpose of this public rule hearing is to receive public comments regarding the adoption of new rules for the Elevator Safety Act signed into law on April 6, 2023. New rules adopted pursuant to the Elevator Safety Act, NMSA 1978, Sections 60-13B-1 through 15 shall be published under 4.15.1 NMAC through 14.15.8 NMAC - Elevator Safety Codes and deletion of Paragraph (7) of Subsection D of 14.6.6.9 NMAC, titled, GS 9 Elevator, escalators, and related machinery (non electrical) of the Construction Licensing Codes, Classifications and Scopes, that conflict with the new Elevator Safety Act.

The statutory authority for this rulemaking is found in the Elevator Safety Act, Subsection B of Section 60-13B-4 NMSA 1978.

The hearing is scheduled as follows:

An in-person hearing shall be held on March 24, 2025, at the Regulation and Licensing Department located at 5500 San Antonio Drive NE, Albuquerque, NM, starting at 9:30 a.m. The hearing will remain open until 12:00 p.m. or until participants have an opportunity to make public comment, whichever is longer, but no later than 4:30 pm.

Interested persons may obtain copies of the proposed new 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: Felicia Garcia.

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 Felicia Garcia at her email address: [felicia.garcia@rld.nm.gov](mailto:felicia.garcia@rld.nm.gov). All written comments must be received no later than 5:00 p.m., on Friday, March 21, 2025. You may also review submitted comments by requesting copies from Felicia 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 at the in-person hearing until the hearing is closed. All public comments 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) 487-3563. Email: [Felicia.garcia@rld.nm.gov](mailto:Felicia.garcia@rld.nm.gov); Fax No. (505) 765-5670.

Summary of the Proposed Changes to the Administrative Codes:

14.15.1 NMAC adopt general provisions for the administration of the Elevator Safety Act

14.15.2 NMAC adopt rules for permitting the erecting, constructing, installing, altering, servicing, testing, repairing, maintaining, removing or dismantling conveyances contained within a building or structure

14.15.3 NMAC adopt rules of inspecting the erecting, constructing, installing, altering, servicing, testing, repairing, maintaining, removing or dismantling conveyances contained within a building or structure

14.15.4 NMAC adopt rules for fees charged for the administering of the Elevator Safety Act.

14.15.5 NMAC adopt contractor's license requirements

14.15.6 NMAC adopt journeyman certification requirements

14.15.7 NMAC adopt inspector requirements

14.15.8 NMAC adopt 2019 NM Elevator Safety Code Requirements for elevator and escalators

14.6.6.9 NMAC delete classification for GS 9 Elevator, escalators, and related machinery (non electrical) Paragraph (7) of Subsection D.

14.6.6.9 NMAC re-sequence numbering of Subsection D.