

New Mexico Register / Volume XXVII, Issue 12 / June 30, 2016**NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENT TO 20.7.4 NMAC - UTILITY OPERATOR CERTIFICATION**

The New Mexico Water Quality Control Commission (“Commission” or “WQCC”) will hold a public hearing on August 9, 2016, at 9:00 a.m., and continuing thereafter as necessary, in the State Capitol building, Room 307, 490 Old Santa Fe Trail, Santa Fe, New Mexico. The hearing location may change prior to August 9, 2016, and those interested in attending should check the WQCC website: <https://www.env.nm.gov/wqcc/index.html> prior to the hearing. The purpose of the hearing is to consider proposed amendments to the New Mexico Utility Operator Certification Regulations (20.7.4 NMAC). The New Mexico Utility Operator Certification Advisory Board is the proponent of these regulations.

The proposed amendments to 20.7.4 NMAC would add a new section, 20.7.4.16 NMAC, and are necessary to conform to the requirements in the Utility Operators Certification Act and the Utility Operator Certification Regulations for providing general criteria for the level of professional conduct expected of certified operators in the state of New Mexico.

Please note formatting and minor technical changes in the regulations may occur. In addition, the Commission may make other amendments as necessary to accomplish the purpose of providing public health and safety in response to public comments submitted to the Commission and evidence presented at the hearing.

All proposed amendments and other documents related to the hearing may be reviewed during regular business hours in the office of the Commission:

Pam Castaneda, WQCC Administrator
New Mexico Environment Department
1190 S. St. Francis Drive, S-2102
Santa Fe, New Mexico, 87502
(505) 827-2425, Fax (505) 827-2818

The proposed amendments have been posted to the New Mexico Environment Department/Utility Operator Certification webpage at <https://www.env.nm.gov/swqb/UOCP>. Parties interested in receiving a hardcopy should contact Anne Keller by email at: anne.keller@state.nm.us or by phone at (505) 827-0149. Written comments regarding the new regulations may be addressed to Ms. Castaneda at the above address, and should reference docket number WQCC 16-01 (R).

The hearing will be conducted in accordance with NMSA 1978, Section 74-6-6 of the Water Quality Act; the Guidelines for Water Quality Control Commission Regulation Hearings; and other applicable procedures. A copy of the Guidelines for Water Quality Control Commission Regulation Hearings and the Hearing Guidelines may be obtained from Ms. Castaneda; they are also available on the Commission’s website at <https://www.env.nm.gov/wqcc/index.html>.

All interested persons will be given reasonable opportunity at the hearing to submit relevant evidence, data, views and arguments, orally or in writing, to introduce exhibits, and to examine witnesses. Any person who wishes to submit a non-technical written statement for the record in lieu of oral testimony shall file such statement prior to the close of the hearing.

Persons wishing to present technical testimony during the hearing must file with the Commission a written Notice of Intent to do so. Notices must be filed with Pam Castaneda at the address above by 5:00 p.m. on July 26, 2016, and should reference the date of the hearing and docket number WQCC 16-01 (R).

The Notice shall include:

- identify the person for whom the witness(es) will testify;
- identify each technical witness the person intends to present and state the qualifications of that witness including a description of their educational and work background;
- if the hearing will be conducted at multiple locations, indicate the location or locations at which the witness(es) will be present;
- summarize, or include a copy of the direct testimony of each technical witness and state the anticipated duration of the testimony of that witness;

- include the text of any recommended modifications to the proposed regulatory change; and
- list and describe, or attach, all exhibits anticipated to be offered by the person at the hearing.

If you are an individual with a disability and you require assistance or an auxiliary aid, e.g. sign language interpreter, to participate in any aspect of this process, please contact Juan Carlos Borrego by July 26, 2016. Mr. Borrego's telephone number is 505-827-0424. He is the Chief of the Personnel Services Bureau, New Mexico Environment, Department, P.O. Box 5469, 1190 St. Francis Drive, Santa Fe, New Mexico 87502, (505) 827-2844. (TDD or TDY users, please access his number via the New Mexico Relay Network at 1-800-659-8331.)

The Commission may make a decision on the proposed regulatory change at the conclusion of the hearing, or the Commission may convene a meeting after the hearing to consider action on the proposal.