

# Marcia Jolley

EIB 25-11 (R) – Proposed New Regulation, 11.5.7 NMAC (Heat Illness and Injury Prevention)

The proposed regulation is duplicative and creates a hardship on small business. Businesses already comply through OSHA. New Mexico is trying to fix a problem that does not exist.

Worker safety is of utmost importance and business understands that if an employee must work in excessive heat, precautions must be taken. To require written plans, acclimatization schedules, training, and recordkeeping places financial and administrative strain on small and medium-sized businesses.

Requiring a 45 minute break for 15 minutes of work is untenable. Construction and agriculture related jobs require continuous, coordinated labor. The faster you can get the job done, the less chance of safety risks.

Imposing a one-size fits all requirement is not common sense.