

Military Spouse License Transfer Options NEW MEXICO LAW

AN ACT

RELATING TO LICENSURE; PROVIDING FOR A WAIVER OF FEES FOR AND EXPEDITED ISSUANCE OF TEACHING, PROFESSIONAL AND OCCUPATIONAL LICENSES FOR MILITARY SERVICE MEMBERS, THEIR SPOUSES, THEIR DEPENDENT CHILDREN AND CERTAIN VETERANS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 22-10A-3 NMSA 1978 (being Laws 2003, Chapter 153, Section 34, as amended) is amended to read:

"22-10A-3. LICENSE OR CERTIFICATE REQUIRED--APPLICATION FEE--GENERAL DUTIES.--

A. Except as otherwise provided in this subsection, any person teaching, supervising an instructional program or providing instructional support services in a public school; any person administering in a public school; and any person providing health care and administering medications or performing medical procedures in a public school shall hold a valid license or certificate from the department authorizing the person to perform that function. This subsection does not apply to a person performing the functions of a practice teacher or teaching intern as defined by the department.

B. Except as provided in Subsection C of this section, the department shall charge a reasonable fee for each application for or the renewal of a license or

certificate. The application fee may be waived if the applicant meets a standard of indigency established by the department.

C. No licensing fee shall be charged for the first three years a license required by this section is valid if the licensee is a military service member or a veteran.

D. A person performing the duties of a licensed school employee who does not hold a valid license or certificate or has not submitted a complete application for licensure or certification within the first three months from beginning employment duties shall not be compensated thereafter for services rendered until the person demonstrates that the person holds a valid license or certificate. This section does not apply to practice teachers or teaching interns as defined by rules of the department.

E. Each licensed school employee shall:

(1) enforce all laws and rules applicable to the employee's public school;

(2) if teaching, teach the prescribed courses of instruction;

(3) exercise supervision over students on public school premises and while the students are under the control of the public school; and

(4) furnish reports as required.

F. As used in this section:

(1) "military service member" means a person who is:

(a) serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard;

(b) the spouse of a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; or

(c) the child of a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; provided that child is also a dependent of that person for federal income tax purposes; and

(2) "veteran" means a person who has received an honorable discharge or separation from military service in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard."

SECTION 2. Section 22-10A-12.1 NMSA 1978 (being Laws 2018, Chapter 8, Section 1) is amended to read:

"22-10A-12.1. EXPEDITED LICENSURE--MILITARY SERVICE MEMBERS, SPOUSES AND DEPENDENTS--WAIVER OF FEES--VETERANS.--

A. The department shall, no later than thirty days after a military service member or a veteran with a valid and current or an expired license from another jurisdiction files an application, and provides all of the documents required for the application, for a license:

(1) process the application; and

(2) issue a license to a qualified applicant who submits satisfactory evidence that demonstrates the required competencies and meets other requirements and qualifications for the license for which the teacher applies, including clearance of the required background check. The local superintendent may require a mentorship period for the licensee if the local superintendent deems it necessary. A teacher who holds an out-of-state license may apply for a lower level license if the teacher does not meet the requirements for the higher level.

B. A license issued pursuant to this section shall not be renewed unless the license holder satisfies the requirements for the issuance and the renewal of the license for which the teacher applies. Upon the issuance of a license pursuant to this section, the department shall notify the license holder of the requirements for renewing the license in writing.

C. A military service member or a veteran who is issued a license pursuant to this section shall not be

1 charged a licensing fee for the first three years a license
2 issued pursuant to this section is valid.

3 D. A license issued pursuant to this section to an
4 applicant with an expired license shall not be valid for more
5 than one year.

6 E. As used in this section:

7 (1) "military service member" means a person
8 who is:

9 (a) serving in the armed forces of the
10 United States or in an active reserve component of the armed
11 forces of the United States, including the national guard;

12 (b) the spouse of a person who is
13 serving in the armed forces of the United States or in an
14 active reserve component of the armed forces of the United
15 States, including the national guard; or

16 (c) the child of a person who is
17 serving in the armed forces of the United States or in an
18 active reserve component of the armed forces of the United
19 States, including the national guard; provided that child is
20 also a dependent of that person for federal income tax
21 purposes; and

22 (2) "veteran" means a person who has
23 received an honorable discharge or separation from military
24 service in the armed forces of the United States or in an
25 active reserve component of the armed forces of the United

1 States, including the national guard."

2 SECTION 3. Section 61-1-3 NMSA 1978 (being Laws 1957,
3 Chapter 247, Section 3, as amended) is amended to read:

4 "61-1-3. OPPORTUNITY FOR LICENSEE OR APPLICANT TO HAVE
5 HEARING.--Every licensee or applicant shall be afforded
6 notice and an opportunity to be heard before the board has
7 authority to take any action that would result in:

8 A. denial of permission to take an examination for
9 licensing for which application has been properly made as
10 required by board rule;

11 B. denial of a license after examination for any
12 cause other than failure to pass an examination;

13 C. denial of a license for which application has
14 been properly made as required by board rule on the basis of
15 reciprocity or endorsement or acceptance of a national
16 certificate of qualification;

17 D. withholding the renewal of a license for any
18 cause other than:

19 (1) failure to pay any required renewal fee;

20 (2) failure to meet continuing education
21 requirements; or

22 (3) issuance of a temporary license
23 extension if authorized by statute;

24 E. suspension of a license;

25 F. revocation of a license;

1 G. restrictions or limitations on the scope of a
2 practice;

3 H. the requirement that the applicant complete a
4 program of remedial education or treatment;

5 I. monitoring of the practice by a supervisor
6 approved by the board;

7 J. the censure or reprimand of the licensee or
8 applicant;

9 K. compliance with conditions of probation or
10 suspension for a specific period of time;

11 L. payment of a fine for a violation not to exceed
12 one thousand dollars (\$1,000) for each violation, unless a
13 greater amount is provided by law;

14 M. corrective action, as specified by the board;
15 or

16 N. a refund to the consumer of fees that were
17 billed to and collected from the consumer by the licensee."

18 SECTION 4. Section 61-1-31.1 NMSA 1978 (being Laws
19 2016, Chapter 19, Section 1) is amended to read:

20 "61-1-31.1. EXPEDITED LICENSURE--ISSUANCE.--

21 A. A state agency, board or commission that issues
22 an occupational or professional license pursuant to Chapter
23 61, Articles 2 through 14E, 24, 24A and 31 NMSA 1978 shall,
24 as soon as practicable after a person files an application
25 for a license accompanied by any required fees:

1 (1) process the application; and
2 (2) issue a license to a qualified applicant
3 who submits satisfactory evidence that the applicant:

4 (a) holds a license that is current and
5 in good standing issued by another jurisdiction in the United
6 States that has met the minimal licensing requirements that
7 are substantially equivalent to the licensing requirements
8 for the occupational or professional license the applicant
9 applies for pursuant to Chapter 61, Articles 2 through 14E,
10 24, 24A and 31 NMSA 1978; and

11 (b) has provided fingerprints and other
12 information necessary for a state and national criminal
13 background check, if required.

14 B. A license issued pursuant to this section is
15 not a provisional license and confers the same rights,
16 privileges and responsibilities as a license issued pursuant
17 to Chapter 61, Articles 2 through 14E, 24, 24A and 31 NMSA
18 1978."

19 SECTION 5. Section 61-1-34 NMSA 1978 (being Laws 2013,
20 Chapter 33, Section 1) is amended to read:

21 "61-1-34. EXPEDITED LICENSURE--MILITARY SERVICE
22 MEMBERS, SPOUSES AND DEPENDENTS--WAIVER OF FEES--RECENT
23 VETERANS.--

24 A. A state agency, board or commission that issues
25 an occupational or professional license pursuant to Chapter

1 61 NMSA 1978 shall, as soon as practicable but no later than
2 sixty days after a military service member or a recent
3 veteran files an application, and provides all of the
4 documents required for the application, for a license
5 accompanied by the required fees:

6 (1) process the application; and

7 (2) issue a license to a qualified applicant
8 who submits satisfactory evidence that the applicant holds a
9 license that is current and in good standing, issued by
10 another jurisdiction, including a branch of the armed forces
11 of the United States, and has met minimal licensing
12 requirements that are substantially equivalent to the
13 licensing requirements for the occupational or professional
14 license that the applicant applies for pursuant to Chapter 61
15 NMSA 1978.

16 B. A license issued pursuant to this section is
17 not a provisional license and shall confer the same rights,
18 privileges and responsibilities as a license issued pursuant
19 to Chapter 61 NMSA 1978.

20 C. A license issued pursuant to this section shall
21 not be renewed unless the license holder satisfies the
22 requirements for the issuance and the renewal of a license
23 pursuant to Chapter 61 NMSA 1978. Upon the issuance of a
24 license pursuant to this section, the issuing state agency,
25 board or commission shall notify the license holder of the

1 requirements for renewing the license in writing.

2 D. Notwithstanding the provisions of Subsection A
3 of this section, a military service member or a recent
4 veteran who is issued a license pursuant to this section
5 shall not be charged a licensing fee for the first three
6 years a license issued pursuant to this section is valid.

7 E. As used in this section:

8 (1) "licensing fee" means a fee charged at
9 the time an application for a professional or occupational
10 license is submitted to the state agency, board or commission
11 and any fee charged for the processing of the application for
12 such license; "licensing fee" does not include a fee for an
13 annual inspection or examination of a licensee or a fee
14 charged for copies of documents, replacement licenses or
15 other expenses related to a professional or occupational
16 license;

17 (2) "military service member" means a person
18 who is:

19 (a) serving in the armed forces of the
20 United States or in an active reserve component of the armed
21 forces of the United States, including the national guard;

22 (b) the spouse of a person who is
23 serving in the armed forces of the United States or in an
24 active reserve component of the armed forces of the United
25 States, including the national guard; or

1 (c) the child of a person who is
2 serving in the armed forces of the United States or in an
3 active reserve component of the armed forces of the United
4 States, including the national guard; provided that child is
5 also a dependent of that person for federal income tax
6 purposes; and

7 (3) "recent veteran" means a person who has
8 received an honorable discharge or separation from military
9 service within the three years immediately preceding the date
10 the person applied for a professional or occupational license
11 pursuant to this section."

12 SECTION 6. Section 61-2-11 NMSA 1978 (being Laws 1973,
13 Chapter 353, Section 9, as amended) is amended to read:

14 "61-2-11. LICENSE FEES--LICENSURE UNDER PRIOR LAW.--

15 A. The board shall set fees for the following by
16 rule:

17 (1) application fee in an amount not to
18 exceed five hundred dollars (\$500);

19 (2) examination fee in an amount not to
20 exceed five hundred dollars (\$500);

21 (3) except as provided in Section 61-1-34
22 NMSA 1978, licensure fee in an amount not to exceed four
23 hundred dollars (\$400); and

24 (4) issuance fee for pharmaceutical
25 certification in an amount not to exceed one hundred dollars

1 (\$100).

2 B. A person licensed as an optometrist under any
3 prior laws of this state, whose license is valid on April 3,
4 1973, shall be held to be licensed under the provisions of
5 the Optometry Act and shall be entitled to the annual renewal
6 of the person's license as provided in that act.

7 C. Prior to engaging in the active practice of
8 optometry in this state, a licensee shall furnish the board
9 evidence that the licensee holds a registration number with
10 the taxation and revenue department and has completed, as a
11 condition of licensure by endorsement, the continuing
12 education requirements as set by the rules of the board."

13 SECTION 7. Section 61-2-12 NMSA 1978 (being Laws 1973,
14 Chapter 353, Section 10, as amended) is amended to read:

15 "61-2-12. LICENSE--DISPLAY--RENEWAL--RETIREMENT--
16 RESUMPTION OF PRACTICE.--

17 A. A person to whom a license as an optometrist
18 has been issued shall display the license in a conspicuous
19 place in the licensee's principal office or place of
20 business.

21 B. A license shall be renewed annually on or
22 before July 1. Except as provided in Section 61-1-34 NMSA
23 1978, the licensee shall pay to the secretary-treasurer of
24 the board the required fees. The board shall promulgate
25 rules establishing additional requirements and procedures for

1 renewal of a license. It shall also promulgate rules
2 establishing a fee schedule for renewal of a license, but a
3 specific fee shall not exceed five hundred dollars (\$500).

4 C. Failure to renew a license pursuant to this
5 section terminates the optometrist's authority to practice
6 optometry, and the former licensee shall fulfill all current
7 requirements for licensing and therapeutic drug certification
8 if application for licensing or certification is made after
9 termination.

10 D. An optometrist who intends to retire from the
11 practice of optometry shall notify the board in writing
12 before the expiration of the optometrist's license, and the
13 secretary-treasurer of the board shall acknowledge the
14 receipt of the notice and record it. If within a period of
15 five years from the year of retirement the optometrist
16 desires to resume practice, the optometrist shall notify the
17 board in writing, and, upon giving proof of completing
18 refresher courses prescribed by rules of the board and the
19 payment of any required fees, the license shall be restored
20 to the optometrist in full effect.

21 E. Before engaging in the practice of optometry, a
22 licensed optometrist shall notify the secretary-treasurer of
23 the board in writing of the address at which the optometrist
24 intends to begin practice and subsequently of changes in the
25 optometrist's business address or location. Notices the

1 board is required to give a licensee shall legally have been
2 given when delivered to the latest address furnished by the
3 licensee to the board."

4 SECTION 8. Section 61-3-16 NMSA 1978 (being Laws 1968,
5 Chapter 44, Section 13, as amended) is amended to read:

6 "61-3-16. FEES FOR LICENSURE AS A REGISTERED NURSE.--
7 Except as provided in Section 61-1-34 NMSA 1978, an applicant
8 for licensure as a registered nurse shall pay the following
9 nonrefundable fees:

10 A. for licensure without examination, a fee not to
11 exceed one hundred fifty dollars (\$150);

12 B. for licensure by examination when the
13 examination is the first for the applicant in this state, a
14 fee not to exceed one hundred fifty dollars (\$150);

15 C. for licensure by examination when the
16 examination is other than the first examination, a fee not to
17 exceed sixty dollars (\$60.00); and

18 D. for initial licensure as a certified nurse
19 practitioner, certified registered nurse anesthetist or
20 clinical nurse specialist, a fee not to exceed one hundred
21 dollars (\$100). This fee shall be in addition to the fee
22 paid for registered nurse licensure."

23 SECTION 9. Section 61-3-22 NMSA 1978 (being Laws 1968,
24 Chapter 44, Section 19, as amended) is amended to read:

25 "61-3-22. FEES FOR LICENSURE AS A LICENSED PRACTICAL

1 NURSE.--Except as provided in Section 61-1-34 NMSA 1978, an
2 applicant for licensure as a licensed practical nurse shall
3 pay the following nonrefundable fees:

4 A. for licensure without examination, a fee not to
5 exceed one hundred fifty dollars (\$150);

6 B. for licensure by examination when the
7 examination is the first for the applicant in this state, a
8 fee not to exceed one hundred fifty dollars (\$150); and

9 C. for licensure by examination when the
10 examination is other than the first examination, a fee not to
11 exceed sixty dollars (\$60.00) for each examination."

12 SECTION 10. Section 61-3-24 NMSA 1978 (being Laws 1968,
13 Chapter 44, Section 20, as amended) is amended to read:

14 "61-3-24. RENEWAL OF LICENSES.--

15 A. Any person licensed pursuant to the provisions
16 of the Nursing Practice Act who intends to continue practice
17 shall renew the license every two years by the end of the
18 applicant's renewal month and shall show proof of continuing
19 education as required by the board except when on active
20 military duty during a military action.

21 B. Upon receipt of the application and, except as
22 provided in Section 61-1-34 NMSA 1978, a fee, in an amount
23 not to exceed one hundred ten dollars (\$110), a license valid
24 for two years shall be issued.

25 C. Upon receipt of the application and any

1 required fee, the board shall verify the licensee's
2 eligibility for continued licensure and issue to the
3 applicant a renewal license for two years.

4 D. A person who allows a license to lapse shall be
5 reinstated by the board on payment of any required fee for
6 the current two years plus a reinstatement fee not to exceed
7 two hundred dollars (\$200), provided that all other
8 requirements are met."

9 SECTION 11. Section 61-4-4 NMSA 1978 (being Laws 1968,
10 Chapter 3, Section 4, as amended) is amended to read:

11 "61-4-4. APPLICATION REQUIREMENTS--EVALUATION.--

12 A. Each applicant for a license to practice
13 chiropractic shall:

14 (1) make application on forms furnished by
15 the board;

16 (2) submit evidence on oath satisfactory to
17 the board that the applicant has reached the age of majority,
18 has completed a preliminary education equal to the
19 requirements for graduation from high school, is of good
20 moral character and, after January 1, 1976, except for any
21 student currently enrolled in a college of chiropractic, has
22 completed two years of college-level study in an accredited
23 institution of higher learning and is a graduate of a college
24 of chiropractic that meets the standards of professional
25 education prescribed in Section 61-4-5 NMSA 1978; and

1 (3) pay in advance to the board fees:
2 (a) for examination; and
3 (b) except as provided in Section
4 61-1-34 NMSA 1978, for issuance of a license.

5 B. In evaluating an application, the board may use
6 the services of a professional background information service
7 that compiles background information regarding applicants
8 from multiple sources.

9 C. Each applicant for inclusion in the advanced
10 practice chiropractic certification registry shall furnish
11 materials and proof of education and training as established
12 by rule of the board."

13 SECTION 12. Section 61-4-13 NMSA 1978 (being Laws 1968,
14 Chapter 3, Section 12, as amended) is amended to read:

15 "61-4-13. ANNUAL RENEWAL OF LICENSE--FEE--NOTICE.--

16 A. Except as provided in Section 61-1-34 NMSA
17 1978, a person licensed to practice chiropractic in this
18 state shall, on or before July 1 of each year, pay to the
19 board an annual fee set by regulation and shall submit proof
20 of completion of continuing education requirements as
21 required by the board. The board shall send written notice
22 to every person holding a license prior to June 1 of each
23 year, directed to the last known address of the licensee,
24 notifying the licensee that it is necessary to pay the
25 renewal fee as provided in the Chiropractic Physician

1 Practice Act. Proper forms shall accompany the notice, upon
2 which forms the licensee shall make application for the
3 renewal of the license. The licensee is responsible for
4 renewal of the license even if the licensee does not receive
5 the renewal notice.

6 B. The board shall establish a schedule of
7 reasonable fees for applications, licenses, renewals,
8 placement or inactive status and administrative fees."

9 SECTION 13. Section 61-5A-20 NMSA 1978 (being Laws
10 1994, Chapter 55, Section 20, as amended) is amended to read:

11 "61-5A-20. FEES.--Except as provided in Section 61-1-34
12 NMSA 1978, the board and the committee shall establish a
13 schedule of reasonable fees not to exceed the following:

	Dentists	Dental Hygienists
14 A. licensure by examination	\$1,500	\$1,000
15 B. licensure by credential	\$3,000	\$1,500
16 C. specialty license by		
17 examination	\$1,500	
18 D. specialty license by		
19 credential	\$3,000	
20 E. temporary license		
21 48 hours	\$ 50	\$ 50
22 six months	\$ 300	\$ 200
23 12 months	\$ 450	\$ 300
24 F. application for		
25		

1	certification in local		
2	anesthesia		\$ 40
3	G. examination in local		
4	anesthesia		\$ 150
5	H. triennial license renewal	\$ 600	\$ 450
6	I. late renewal	\$ 100	\$ 100
7	J. reinstatement of license	\$ 450	\$ 300
8	K. administrative fees	\$ 300	\$ 300
9	L. impaired dentist or		
10	dental hygienist	\$ 150	\$ 75
11	M. assistant, expanded-function		
12	dental auxiliary or		
13	community dental health		
14	coordinator certificate		\$ 100
15	N. application for certification for		
16	collaborative practice		\$ 150
17	O. annual renewal for		
18	collaborative practice		\$ 50
19	P. application for inactive		
20	status	\$ 50	\$ 50
21	Q. triennial renewal of		
22	inactive license	\$ 90	\$ 90
23			Non-dentist Owner
24	R. non-dentist owners license (initial)		\$ 300
25	S. non-dentist owners license triennial renewal		\$ 150

Dental Therapists

- T. dental therapist license (initial) \$1,000
- U. dental therapist license triennial renewal \$ 300."

SECTION 14. Section 61-6-10.3 NMSA 1978 (being Laws 2001, Chapter 311, Section 3, as amended) is amended to read:

"61-6-10.3. LICENSURE--REGISTRATION--ANESTHESIOLOGIST ASSISTANT--SCOPE OF AUTHORITY.--

A. The board may license qualified persons as anesthesiologist assistants.

B. A person shall not perform, attempt to perform or hold the person's own self out as an anesthesiologist assistant until the person is licensed by the board as an anesthesiologist assistant and has registered the anesthesiologist assistant's supervising licensed anesthesiologist in accordance with board regulations.

C. An anesthesiologist assistant may assist the supervising anesthesiologist in developing and implementing an anesthesia care plan for a patient. In providing assistance to the supervising anesthesiologist, an anesthesiologist assistant may do any of the following:

(1) obtain a comprehensive patient history and perform a physical exam and present the history and exam findings to the supervising anesthesiologist who shall conduct a pre-anesthetic interview and evaluation;

(2) pretest and calibrate anesthesia

1 delivery systems;

2 (3) monitor, obtain and interpret
3 information from anesthesia delivery systems and anesthesia
4 monitoring equipment;

5 (4) assist the supervising anesthesiologist
6 with the implementation of medically accepted monitoring
7 techniques;

8 (5) establish basic and advanced airway
9 interventions, including intubation of the trachea and
10 performing ventilatory support;

11 (6) administer intermittent vasoactive
12 drugs;

13 (7) start and adjust vasoactive infusions;

14 (8) administer anesthetic drugs, adjuvant
15 drugs and accessory drugs;

16 (9) assist the supervising anesthesiologist
17 with the performance of epidural anesthetic procedures and
18 spinal anesthetic procedures;

19 (10) administer blood, blood products and
20 supportive fluids;

21 (11) participate in administrative
22 activities and clinical teaching activities;

23 (12) participate in research activities by
24 performing the same procedures that may be performed under
25 Paragraphs (1) through (10) of this subsection; and

1 (13) provide assistance to cardiopulmonary
2 resuscitation teams in response to life-threatening
3 situations.

4 D. An applicant shall complete an application form
5 provided by the board and shall submit the completed form
6 and, except as provided in Section 61-1-34 NMSA 1978, the
7 application fee to the board."

8 SECTION 15. Section 61-6-10.5 NMSA 1978 (being Laws
9 2001, Chapter 311, Section 5) is amended to read:

10 "61-6-10.5. FEES.--Except as provided in Section
11 61-1-34 NMSA 1978, the following fees shall be submitted as
12 appropriate to the board:

13 A. an application fee, not to exceed one hundred
14 fifty dollars (\$150);

15 B. a license renewal fee, not to exceed one
16 hundred dollars (\$100) paid once every two years upon
17 application for renewal of an anesthesiologist assistant's
18 license;

19 C. a late fee not to exceed twenty-five dollars
20 (\$25.00), if the anesthesiologist assistant fails to renew
21 the license by July 1 of the renewal year; and

22 D. a change in supervision fee, not to exceed
23 fifty dollars (\$50.00), but in no case shall the change in
24 supervision fee exceed one-half of the license renewal fee."

25 SECTION 16. Section 61-6-19 NMSA 1978 (being Laws 1989,

1 Chapter 269, Section 15, as amended) is amended to read:

2 "61-6-19. FEES.--

3 A. Except as provided in Section 61-1-34 NMSA
4 1978, the board shall impose the following fees:

5 (1) an application fee not to exceed four
6 hundred dollars (\$400) for licensure by endorsement as
7 provided in Section 61-6-13 NMSA 1978;

8 (2) an application fee not to exceed four
9 hundred dollars (\$400) for licensure by examination as
10 provided in Section 61-6-11 NMSA 1978;

11 (3) a triennial renewal fee not to exceed
12 four hundred fifty dollars (\$450);

13 (4) a fee of twenty-five dollars (\$25.00)
14 for placing a physician's license or a physician assistant's
15 license on inactive status;

16 (5) a late fee not to exceed one hundred
17 dollars (\$100) for physicians who renew their license within
18 forty-five days after the required renewal date;

19 (6) a late fee not to exceed two hundred
20 dollars (\$200) for physicians who renew their licenses
21 between forty-six and ninety days after the required renewal
22 date;

23 (7) a reinstatement fee not to exceed six
24 hundred dollars (\$600) for reinstatement of a revoked,
25 suspended or inactive license;

1 (8) a reasonable administrative fee for
2 verification and duplication of license or registration and
3 copying of records;

4 (9) a reasonable publication fee for the
5 purchase of a publication containing the names of all
6 practitioners licensed under the Medical Practice Act;

7 (10) an impaired physician fee not to exceed
8 one hundred fifty dollars (\$150) for a three-year period;

9 (11) an interim license fee not to exceed
10 one hundred dollars (\$100);

11 (12) a temporary license fee not to exceed
12 one hundred dollars (\$100);

13 (13) a postgraduate training license fee not
14 to exceed fifty dollars (\$50.00) annually;

15 (14) an application fee not to exceed one
16 hundred fifty dollars (\$150) for physician assistants
17 applying for initial licensure;

18 (15) a licensure fee not to exceed one
19 hundred fifty dollars (\$150) for physician assistants
20 biennial license renewal and registration of supervising or
21 collaborating licensed physician;

22 (16) a late fee not to exceed fifty dollars
23 (\$50.00) for physician assistants who renew their licensure
24 within forty-five days after the required renewal date;

25 (17) a late fee not to exceed seventy-five

1 dollars (\$75.00) for physician assistants who renew their
2 licensure between forty-six and ninety days after the
3 required renewal date;

4 (18) a reinstatement fee not to exceed one
5 hundred dollars (\$100) for physician assistants who reinstate
6 an expired license;

7 (19) a fee not to exceed three hundred
8 dollars (\$300) annually for a physician supervising a
9 clinical pharmacist;

10 (20) an application and renewal fee for a
11 telemedicine license not to exceed four hundred dollars
12 (\$400);

13 (21) a reasonable administrative fee, not to
14 exceed the current cost of application for a license, that
15 may be charged for reprocessing applications and renewals
16 that include minor but significant errors and that would
17 otherwise be subject to investigation and possible
18 disciplinary action; and

19 (22) a reasonable fee as established by the
20 department of public safety for nationwide and statewide
21 criminal history screening of applicants and licensees.

22 B. All fees are nonrefundable and shall be used by
23 the board to carry out its duties efficiently."

24 SECTION 17. Section 61-6A-9 NMSA 1978 (being Laws 2008,
25 Chapter 53, Section 9) is amended to read:

1 "61-6A-9. FEES.--Except as provided in Section 61-1-34
2 NMSA 1978, the board shall establish a schedule of reasonable
3 administrative and licensing fees, but an individual fee
4 shall not exceed four hundred dollars (\$400)."

5 SECTION 18. Section 61-6B-5 NMSA 1978 (being Laws 2008,
6 Chapter 54, Section 5) is amended to read:

7 "61-6B-5. REQUIREMENTS FOR LICENSING.--

8 A. The board shall grant a license to engage in
9 the practice of polysomnography to a person who has submitted
10 to the board:

11 (1) a completed application for licensing on
12 the form provided by the board;

13 (2) required documentation as determined by
14 the board;

15 (3) except as provided in Section 61-1-34
16 NMSA 1978, the required fees;

17 (4) an affidavit stating that the applicant
18 has not been found guilty of unprofessional conduct or
19 incompetence;

20 (5) satisfactory documentation of either:

21 (a) graduation from a polysomnographic
22 educational program that is accredited by the commission on
23 accreditation of allied health education programs;

24 (b) graduation from a respiratory care
25 educational program that is accredited by the commission on

1 accreditation of allied health education programs and
2 completion of the curriculum for a polysomnography
3 certificate established and accredited by the committee on
4 accreditation for respiratory care of the commission on
5 accreditation of allied health education programs;

6 (c) graduation from an
7 electroneurodiagnostic technologist educational program with
8 a polysomnographic technology track that is accredited by the
9 commission on accreditation of allied health education
10 programs; or

11 (d) successful completion of an
12 accredited sleep technologist educational program that is
13 accredited by the American academy of sleep medicine;
14 provided, however, this optional requirement shall not be
15 available after the date on which there are at least three
16 polysomnographic technologist educational programs in New
17 Mexico that have been accredited by the commission on
18 accreditation of allied health education programs for at
19 least the two years immediately preceding that date; and

20 (6) satisfactory documentation of having:

21 (a) passed the national certifying
22 examination given by the board of registered polysomnographic
23 technologists or having passed a national certifying
24 examination equivalent to the board of registered
25 polysomnographic technologists' examination as determined by

1 a rule adopted by the New Mexico medical board;

2 (b) been credentialed by the board of
3 registered polysomnographic technologists or by another
4 national entity equivalent to the board of polysomnographic
5 technologists as determined by rule adopted by the New Mexico
6 medical board;

7 (c) met any additional educational or
8 clinical requirements established by the board pursuant to
9 rule; and

10 (d) met all other requirements of the
11 Polysomnography Practice Act.

12 B. A person who is engaged in the practice of
13 polysomnography on July 1, 2008 shall be eligible for a
14 license under the Polysomnography Practice Act without
15 meeting the educational requirement of Paragraph (5) of
16 Subsection A of this section, provided that the person meets
17 the requirements of Paragraph (6) of Subsection A of this
18 section.

19 C. The board may require:

20 (1) a personal interview with an applicant
21 to evaluate that person's qualifications for a license; and

22 (2) fingerprints and other information
23 necessary for a state and national criminal background
24 check."

25 SECTION 19. Section 61-6B-7 NMSA 1978 (being Laws 2008,

1 Chapter 54, Section 7) is amended to read:

2 "61-6B-7. LICENSE--CONTENTS--DISPLAY--FEES.--

3 A. A license issued by the board shall contain the
4 name of the person to whom it is issued, the date and number
5 of the license and other information the board may require.

6 B. The most recent address contained in the
7 board's records for each licensee is the address deemed
8 sufficient for purposes of service of process and
9 correspondence and notice from the board. Any licensee whose
10 address changes shall, within thirty days of the change,
11 notify the board of the address change.

12 C. A licensee who wishes to retire from the
13 practice of polysomnography shall file with the board an
14 affidavit, in a form to be furnished by the board, stating
15 the date on which the person retired from practice and other
16 information the board may require. If that person wishes to
17 reenter the practice of polysomnography, the person shall
18 meet requirements established by the board for license
19 renewal.

20 D. A licensee shall display the license in the
21 office or place in which the licensee practices in a location
22 clearly visible to patients.

23 E. Except as provided in Section 61-1-34 NMSA
24 1978, the board shall establish license and administrative
25 fees, but no individual fee shall exceed five hundred dollars

1 (\$500)."

2 SECTION 20. Section 61-7A-11 NMSA 1978 (being Laws
3 1989, Chapter 387, Section 11) is amended to read:

4 "61-7A-11. FEES.--

5 A. Except as provided in Section 61-1-34 NMSA
6 1978, the board shall establish a schedule of reasonable fees
7 for applications, licenses and renewal of licenses. Fees
8 shall be established based on processing requirements for
9 each category.

10 B. The initial application fee shall be set in an
11 amount not to exceed fifty dollars (\$50.00).

12 C. The initial license fee shall be set in an
13 amount not to exceed one hundred fifty dollars (\$150).

14 D. A license renewal fee shall be established in
15 an amount not to exceed seventy-five dollars (\$75.00) per
16 year.

17 E. A license reinstatement fee shall be
18 established in an amount not to exceed fifty dollars
19 (\$50.00)."

20 SECTION 21. Section 61-8-10 NMSA 1978 (being Laws 1977,
21 Chapter 221, Section 10, as amended) is amended to read:

22 "61-8-10. LICENSE FEES--LICENSURE UNDER PRIOR LAW--
23 RENEWAL.--

24 A. Except as provided in Section 61-1-34 NMSA
25 1978, an applicant for licensure as a podiatrist shall pay

1 the following fees:

2 (1) for licensure by examination:

3 (a) an examination fee equal to the
4 cost of purchasing the examination, plus an administration
5 fee not to exceed fifty percent of the examination fee; and

6 (b) an application fee not to exceed
7 five hundred dollars (\$500);

8 (2) for licensure on the basis of
9 reciprocity, a fee set by the board in an amount not to
10 exceed six hundred dollars (\$600);

11 (3) for the annual renewal of license on or
12 before January 1 of each year, a renewal fee set by the board
13 in an amount not to exceed three hundred dollars (\$300);

14 (4) for the late renewal after January 1 of
15 each year, a late charge not to exceed fifty dollars (\$50.00)
16 per month or part thereof commencing on January 2;

17 (5) in addition to the renewal fees and late
18 charges, the applicant for the renewal of a license shall pay
19 a reinstatement fee not to exceed two hundred fifty dollars
20 (\$250) for the first twelve months of delinquency and a
21 reinstatement fee of five hundred dollars (\$500) for a
22 license that has lapsed more than one year but not more than
23 three years; and

24 (6) for the issuance of a temporary license,
25 a fee not to exceed one hundred dollars (\$100).

1 B. If any licensee permits the licensee's license
2 to lapse for a period of three full years, the license shall
3 automatically be canceled and shall not be reinstated.

4 C. The provisions of Paragraphs (3), (4) and (5)
5 of Subsection A of this section shall not apply to licensees
6 who practice in the service of the United States whose
7 licenses shall be renewed upon application for renewal within
8 three months after the termination of service.

9 D. Current renewal certificates issued by the
10 board shall be displayed in the office of the licensee, and,
11 in the case of the suspension or revocation of a license, no
12 portion of a fee or penalty shall be returned."

13 SECTION 22. Section 61-9-7 NMSA 1978 (being Laws 1963,
14 Chapter 92, Section 6, as amended) is amended to read:

15 "61-9-7. FEES--LICENSE RENEWAL.--

16 A. All fees from applicants seeking licensure
17 under the Professional Psychologist Act and all license
18 renewal fees received under the Professional Psychologist Act
19 shall be credited to the psychology fund. No fees shall be
20 refunded.

21 B. Except as provided in Section 61-1-34 NMSA
22 1978, the board shall set the charge for an application fee
23 of up to six hundred dollars (\$600) to applicants for
24 licensure under Sections 61-9-9 through 61-9-11.1 NMSA 1978.

25 C. The board may establish a method to provide for

1 staggered biennial terms. The board may authorize license
2 renewal for one year to establish the renewal cycle.

3 D. A licensee shall renew a license biennially on
4 or before July 1 by remitting to the board the renewal fee
5 set by the board not exceeding six hundred dollars (\$600) and
6 providing proof of continuing education as required by
7 regulation of the board. Any license issued by the board may
8 be suspended if the holder fails to renew the license by July
9 1 of any year. A license suspended for failure to renew may
10 be renewed within a period of one year after the suspension
11 upon payment of the renewal fee plus a late fee of one
12 hundred dollars (\$100), together with proof of continuing
13 education satisfactory to the board. The license shall be
14 revoked if the license has not been renewed within one year
15 of the suspension for failure to renew. Prior to issuing a
16 new license, the board may in its discretion require full or
17 partial examination of a former licensee whose license was
18 revoked because of failure to renew."

19 SECTION 23. Section 61-9-11 NMSA 1978 (being Laws 1963,
20 Chapter 92, Section 10, as amended) is amended to read:

21 "61-9-11. LICENSURE--EXAMINATION.--

22 A. The board shall issue a license as a
23 psychologist to an applicant who files an application upon a
24 form and in such manner as the board prescribes and, except
25 as provided in Section 61-1-34 NMSA 1978, pays any fee

1 required by the Professional Psychologist Act, and who
2 furnishes evidence satisfactory to the board that the
3 applicant:

4 (1) has reached the age of majority;

5 (2) is of good moral character;

6 (3) is not in violation of any of the
7 provisions of the Professional Psychologist Act and the rules
8 adopted pursuant to that act;

9 (4) is a graduate of:

10 (a) a doctoral program that is
11 designated as a doctoral program in psychology by a
12 nationally recognized designation system or that is
13 accredited by a nationally recognized accreditation body and
14 holds a degree with a major in clinical, counseling or school
15 psychology from a university offering a full-time course of
16 study in psychology; or

17 (b) a doctoral program outside the
18 United States or Canada that is equivalent to a program in
19 Subparagraph (a) of this paragraph and holds a degree with a
20 major in clinical, counseling or school psychology from a
21 university offering a full-time course of study in
22 psychology; the board shall promulgate by rule a list of
23 board-approved credential inspection and verification
24 services to appraise foreign degree programs;

25 (5) has had at least two years of supervised

1 experience in psychological work of a type satisfactory to
2 the board; provided that:

3 (a) up to one year of the supervised
4 experience may be obtained in predoctoral practicum hours
5 overseen by a graduate training program and consistent with
6 the guidelines on practicum experience for licensure
7 promulgated by the association of state and provincial
8 psychology boards;

9 (b) up to one year of the supervised
10 experience may be obtained in a predoctoral internship
11 approved by the American psychological association;

12 (c) up to one-half year of the
13 supervised experience may be obtained in a predoctoral
14 internship that is not approved by the American psychological
15 association; and

16 (d) any portion of the required
17 supervised experience not satisfied pursuant to Subparagraphs
18 (a), (b) and (c) of this paragraph shall be obtained in
19 postdoctoral psychological work;

20 (6) demonstrates professional competence by
21 passing the examination for professional practice in
22 psychology promulgated by the association of state and
23 provincial psychology boards with a total raw score of 140
24 (seventy percent), before January 1, 1993 or, if after
25 January 1, 1993, a score equal to or greater than the passing

1 score recommended by the association of state and provincial
2 psychology boards;

3 (7) demonstrates an awareness and knowledge
4 of New Mexico cultures as determined by the board; and

5 (8) passes such jurisprudence examination as
6 may be given by the board through an online testing and
7 scoring mechanism.

8 B. Upon investigation of the application and other
9 evidence submitted, including a criminal background check,
10 the board shall, not less than thirty days prior to the
11 examination, notify each applicant that the application and
12 evidence submitted for licensure are satisfactory and
13 accepted or unsatisfactory and rejected. If rejected, the
14 notice shall state the reasons for rejection.

15 C. The place of examination shall be designated in
16 advance by the board, and examinations shall be given at such
17 time and place and under such supervision as the board may
18 determine.

19 D. In the event an applicant fails to receive a
20 passing grade, the applicant may apply for reexamination and
21 shall be allowed to take a subsequent examination upon
22 payment of the fee required by the Professional Psychologist
23 Act.

24 E. The board shall keep a record of all
25 examinations, and the grade assigned to each, as part of its

1 records for at least two years subsequent to the date of
2 examination."

3 SECTION 24. Section 61-9-11.1 NMSA 1978 (being Laws
4 1983, Chapter 334, Section 4, as amended) is amended to read:

5 "61-9-11.1. PSYCHOLOGIST ASSOCIATES--LICENSURE--
6 EXAMINATION.--

7 A. The board shall issue a license as a
8 psychologist associate to each applicant who files an
9 application upon a form and in such manner as the board
10 prescribes and, except as provided in Section 61-1-34 NMSA
11 1978, accompanied by the fee required by the Professional
12 Psychologist Act, and who furnishes evidence satisfactory to
13 the board that the applicant:

14 (1) has reached the age of majority, is of
15 good moral character and is not in violation of any of the
16 provisions of the Professional Psychologist Act and the rules
17 and regulations adopted pursuant to that act;

18 (2) holds a master's degree in psychology
19 from a department of psychology of a school or college;

20 (3) demonstrates professional competence by
21 passing the examination for professional practice in
22 psychology promulgated by the association of state and
23 provincial psychology boards with a score equivalent to or
24 greater than the statistical mean as reported by the
25 association of state and provincial psychology boards for all

1 master's-level candidates taking the examination on that
2 occasion;

3 (4) demonstrates awareness and knowledge of
4 New Mexico cultures as determined by the board; and

5 (5) passes such jurisprudence examination as
6 may be given by the board through an online testing and
7 scoring mechanism.

8 B. Upon investigation of the application and other
9 evidence submitted, the board shall, not less than thirty
10 days prior to the examination, notify each applicant that the
11 application and evidence submitted for licensure is
12 satisfactory and accepted or unsatisfactory and rejected. If
13 rejected, the notice shall state the reasons for rejection.

14 C. The place of examination shall be designated in
15 advance by the board, and examinations shall be given at such
16 time and place and under such supervision as the board may
17 determine.

18 D. In the event an applicant fails to receive a
19 passing grade, the applicant may apply for reexamination and
20 shall be allowed to take a subsequent examination upon
21 payment of the fee required by the Professional Psychologist
22 Act.

23 E. The board shall keep a record of all
24 examinations, and the grade assigned to each, as part of its
25 records for at least two years subsequent to the date of

1 examination.

2 F. The board may adopt reasonable rules and
3 regulations classifying areas and conditions of practice
4 permissible for psychologist associates."

5 SECTION 25. Section 61-9A-9 NMSA 1978 (being Laws 1993,
6 Chapter 49, Section 9, as amended) is amended to read:

7 "61-9A-9. BOARD--POWERS AND DUTIES.--

8 A. The board may:

9 (1) adopt in accordance with the Uniform
10 Licensing Act and file in accordance with the State Rules Act
11 rules necessary to carry out the provisions of the Counseling
12 and Therapy Practice Act;

13 (2) select and provide for the administration
14 of, at least, semiannual examinations for licensure;

15 (3) establish the passing scores for
16 examinations;

17 (4) take any disciplinary action allowed by and
18 in accordance with the Uniform Licensing Act;

19 (5) censure, reprimand or place a licensee or
20 registrant on probation;

21 (6) require and establish criteria for
22 continuing education;

23 (7) establish by rule procedures for receiving,
24 investigating and resolving complaints;

25 (8) approve appropriate supervision and

1 postgraduate experience for persons seeking licensure or
2 registration;

3 (9) provide for the issuance of licenses;

4 (10) determine eligibility of individuals for
5 licensure or registration;

6 (11) set fees for administrative services and
7 registration, as authorized by the Counseling and Therapy
8 Practice Act, and authorize all disbursements necessary to
9 carry out the provisions of that act;

10 (12) except as provided in Section 61-1-34 NMSA
11 1978, set fees for licenses, as authorized by the Counseling
12 and Therapy Practice Act, and authorize all disbursements
13 necessary to carry out the provisions of that act;

14 (13) establish criteria for supervision and
15 supervisory requirements;

16 (14) establish a code of ethics; and

17 (15) establish committees.

18 B. The board may establish a standards committee
19 for each licensed profession. The members of each standards
20 committee shall be appointed by the board with the consent of
21 the department and shall include at least one board member
22 from the licensed profession and at least one public board
23 member. The board member representing each respective
24 profession shall chair its standards committee and the
25 committee shall:

1 (1) recommend and periodically review a code of
2 ethics;

3 (2) review license applications and recommend
4 approval or disapproval;

5 (3) develop criteria for supervision; and

6 (4) recommend rules.

7 C. Members of the standards committees or other
8 committees may be reimbursed as provided in the Per Diem and
9 Mileage Act, but shall receive no other compensation,
10 perquisite or allowance."

11 SECTION 26. Section 61-9A-11 NMSA 1978 (being Laws 1993,
12 Chapter 49, Section 11, as amended) is amended to read:

13 "61-9A-11. PROFESSIONAL CLINICAL MENTAL HEALTH
14 COUNSELOR--REQUIREMENTS FOR LICENSURE.--The board shall issue
15 a license as a professional clinical mental health counselor
16 to any person who files a completed application and, except
17 as provided in Section 61-1-34 NMSA 1978, pays any required
18 fees and who submits satisfactory evidence that the
19 applicant:

20 A. has reached the age of twenty-one;

21 B. holds a master's or doctoral degree in a
22 counseling or counseling-related field, as defined by rule,
23 from an accredited institution. The applicant shall have a
24 master's degree and a total of no less than forty-eight
25 graduate semester hours or seventy-two quarter hours in the

1 mental health clinical core curriculum;

2 C. demonstrates professional competency by passing
3 the required examination as prescribed by the board;

4 D. has a minimum of two years of professional
5 clinical counseling experience, including at least three
6 thousand clinical contact hours and at least one hundred
7 hours of face-to-face supervision. One thousand client
8 clinical contact hours may be submitted from the applicant's
9 internship or practicum; and

10 E. is of good moral character with conduct
11 consistent with the code of ethics."

12 SECTION 27. Section 61-10-6.1 NMSA 1978 (being Laws
13 2016, Chapter 90, Section 7, as amended) is amended to read:

14 "61-10-6.1. FEES.--Except as provided in Section 61-1-34
15 NMSA 1978, the board shall charge the following fees;
16 provided that all fees are nonrefundable and, except for
17 those fees collected pursuant to Paragraph (10) of Subsection
18 A of this section, shall be used by the board to carry out
19 its duties:

20 A. pertaining to osteopathic physicians:

21 (1) an application fee not to exceed one
22 thousand dollars (\$1,000) for triennial licensure of an
23 osteopathic physician pursuant to Section 61-10-12 NMSA 1978;

24 (2) a triennial osteopathic physician licensure
25 renewal fee not to exceed one thousand dollars (\$1,000);

1 (3) a fee not to exceed seventy-five dollars
2 (\$75.00) for placing an osteopathic physician license on
3 inactive status;

4 (4) a late fee not to exceed:

5 (a) two hundred dollars (\$200) for
6 osteopathic physicians who fail to renew their licenses on or
7 before July 1 of the year in which their triennial licenses
8 are due for renewal but who renew on or before September 29
9 of that year; and

10 (b) four hundred dollars (\$400) for
11 osteopathic physicians who renew their licenses after
12 September 29;

13 (5) a reinstatement fee not to exceed five
14 hundred dollars (\$500) for reinstatement of a revoked,
15 suspended or inactive osteopathic physician license;

16 (6) a temporary license fee not to exceed one
17 hundred dollars (\$100);

18 (7) a postgraduate osteopathic physician
19 training license fee not to exceed fifty dollars (\$50.00);

20 (8) an osteopathic physician telemedicine
21 triennial license fee not to exceed four hundred dollars
22 (\$400);

23 (9) an impaired physician fee not to exceed one
24 hundred dollars (\$100); and

25 (10) a fee of one hundred dollars (\$100) to

1 accompany fees for application for and renewal of osteopathic
2 physician licensure for deposit in the osteopathic physician
3 excellence fund pursuant to Section 21-22D-13 NMSA 1978;

4 B. pertaining to osteopathic physician assistants:

5 (1) a biennial license fee not to exceed four
6 hundred fifty dollars (\$450);

7 (2) a registration of new supervision fee that
8 is equal to one-half of the biennial license fee for
9 osteopathic physician assistants;

10 (3) a late fee not to exceed twenty-five
11 dollars (\$25.00) for osteopathic physician assistants who
12 fail to renew their licenses on or before July 1 of the year
13 in which their biennial licenses are due for renewal;

14 (4) an impaired osteopathic physician assistant
15 fee not to exceed one hundred dollars (\$100); and

16 (5) a fee for an osteopathic physician
17 assistant license on inactive status not to exceed seventy-
18 five dollars (\$75.00); and

19 C. pertaining to osteopathic physician and
20 osteopathic physician assistant licensees or applicants:

21 (1) a fee not to exceed five hundred dollars
22 (\$500) for reprocessing an application or renewal that
23 includes errors that would otherwise be subject to
24 investigation and possible disciplinary action; and

25 (2) a reasonable administrative fee that the

1 board establishes by rule for verification of license,
2 publications and copying charges."

3 SECTION 28. Section 61-11-12 NMSA 1978 (being Laws 1969,
4 Chapter 29, Section 11, as amended) is amended to read:

5 "61-11-12. LICENSE FEES.--

6 A. Except as provided in Section 61-1-34 NMSA 1978,
7 an applicant for licensure as a pharmacist or pharmacist
8 intern or registration as a pharmacy technician shall pay the
9 following fees, which fees shall not be returnable:

10 (1) for initial licensure as a pharmacist, a
11 fee set by the board not to exceed four hundred dollars
12 (\$400); provided that if the applicant fails a portion of an
13 examination, reexamination is subject to the same fee as the
14 first examination;

15 (2) for initial licensure as a pharmacist
16 intern, a fee not to exceed twenty-five dollars (\$25.00); and

17 (3) for initial registration as a pharmacy
18 technician, a fee not to exceed twenty-five dollars (\$25.00).

19 B. The board shall issue a license or registration
20 to each successful applicant and enter the successful
21 applicant's name and pertinent information in the registry
22 maintained by the board.

23 C. Every registration or license shall have the
24 seal of the board affixed and be signed by the board chair."

25 SECTION 29. Section 61-11-13 NMSA 1978 (being Laws 1969,

1 Chapter 29, Section 12, as amended) is amended to read:

2 "61-11-13. RENEWAL--REVOCATION.--

3 A. The renewal date for each licensee shall be the
4 last day of the licensee's birth month, as set by rule of the
5 board. Any person who intends to continue practice shall
6 file an application for renewal prior to that date and,
7 except as provided in Section 61-1-34 NMSA 1978, pay the
8 renewal fee set by the board in an amount not to exceed one
9 hundred fifty dollars (\$150) per year; provided, however,
10 that the board shall prorate a renewal fee charged for a
11 period of less than a full year. The license of a pharmacist
12 failing to renew the pharmacist's license on or before the
13 date set by the board shall automatically expire, and the
14 license shall not be reinstated except upon reapplication and
15 payment of a one hundred dollar (\$100) reinstatement fee and
16 all delinquent renewal fees.

17 B. A pharmacist ceasing to be engaged in the
18 practice of pharmacy for such period as the board determines,
19 but not less than twelve months, is deemed to be inactive and
20 shall have the pharmacist's license renewal so marked. A
21 pharmacist having an inactive status shall not be reinstated
22 to active status without either an examination or the
23 presentation of evidence satisfactory to the board that the
24 pharmacist has taken some form of internship or continuing
25 education relevant to the practice of pharmacy, or both,

1 immediately prior to the pharmacist's application for
2 reinstatement. Pharmacists regularly engaged in teaching in
3 an approved school or college of pharmacy, servicing,
4 manufacturing, inspecting or other phases of the
5 pharmaceutical profession are in active status for the
6 purposes of this subsection.

7 C. Application for renewal of a pharmacist's
8 license shall be made on forms prescribed and furnished by
9 the board and shall indicate whether the renewal applied for
10 will be an active or inactive license. The application,
11 together with the renewal fee, shall be filed with the board.

12 D. Application for renewal of a pharmacist's
13 license shall be accompanied by proof satisfactory to the
14 board that the applicant has completed continuing education
15 requirements established pursuant to Section 61-11-6 NMSA
16 1978.

17 E. An application for renewal of a certificate of
18 registration as a pharmacy technician or license as a
19 pharmacist intern shall be filed with the board on forms
20 prescribed and furnished by the board and shall be
21 accompanied by a renewal fee not to exceed twenty-five
22 dollars (\$25.00) per year."

23 **SECTION 30.** Section 61-12A-18 NMSA 1978 (being Laws
24 1996, Chapter 55, Section 18) is amended to read:

25 "61-12A-18. FEES.--Except as provided in Section 61-1-34

1 NMSA 1978, the board shall establish a schedule of reasonable
2 fees, including an initial licensure fee, an annual renewal
3 fee, an examination fee, a late renewal fee and an inactive
4 status fee. The initial licensure fee is not refundable and
5 shall cover the cost of processing the application and shall
6 include, for successful applicants, the initial annual
7 renewal fee. The board may impose reasonable administration
8 and duplicating fees or any penalties deemed appropriate."

9 SECTION 31. Section 61-12B-11 NMSA 1978 (being Laws
10 1984, Chapter 103, Section 11, as amended) is amended to
11 read:

12 "61-12B-11. FEES.--

13 A. Except as provided in Section 61-1-34 NMSA 1978,
14 the superintendent, in consultation with the board, shall by
15 rule establish a schedule of reasonable fees for licenses,
16 temporary permits and renewal of licenses for respiratory
17 care practitioners.

18 B. The initial application fee shall be set in an
19 amount not to exceed one hundred fifty dollars (\$150).

20 C. A license renewal fee shall be established in an
21 amount not to exceed one hundred fifty dollars (\$150)."

22 SECTION 32. Section 61-12C-20 NMSA 1978 (being Laws
23 1991, Chapter 147, Section 20, as amended) is amended to
24 read:

25 "61-12C-20. LICENSE FEES.--Except as provided in Section

1 61-1-34 NMSA 1978, the board shall establish by rule a
2 schedule of reasonable fees for applications, examinations,
3 licenses, registrations, inspections, renewals, penalties,
4 reactivation and necessary administrative fees, but no single
5 fee shall exceed five hundred dollars (\$500). All fees
6 collected shall be deposited in the massage therapy fund."

7 SECTION 33. Section 61-12D-7 NMSA 1978 (being Laws 1997,
8 Chapter 89, Section 7) is amended to read:

9 "61-12D-7. FEES.--

10 A. Except as provided in Section 61-1-34 NMSA 1978,
11 the board, by regulation, may charge the following fees:

12 (1) application for licensure as a physical
13 therapist, not to exceed three hundred dollars (\$300);
14 provided that an additional fee to cover the cost of any
15 examinations provided by the board may be charged;

16 (2) application for licensure as a physical
17 therapist assistant, not to exceed three hundred dollars
18 (\$300); provided that an additional fee to cover the cost of
19 any examinations provided by the board may be charged;

20 (3) annual renewal of license as a physical
21 therapist, not to exceed one hundred fifty dollars (\$150);

22 (4) annual renewal of license as a physical
23 therapist assistant, not to exceed one hundred dollars
24 (\$100); and

25 (5) late fee, not to exceed five hundred

1 dollars (\$500).

2 B. The board may charge reasonable administration
3 and duplication fees."

4 SECTION 34. Section 61-12F-8 NMSA 1978 (being Laws 2011,
5 Chapter 31, Section 11) is amended to read:

6 "61-12F-8. LICENSE RENEWAL.--

7 A. The board shall review licenses for renewal
8 annually, and all licenses to be renewed shall be renewed on
9 July 1. Applicants for license renewal shall submit:

10 (1) a renewal application on a form provided by
11 the board; and

12 (2) except as provided in Section 61-1-34 NMSA
13 1978, a license renewal fee.

14 B. The board may require proof of continuing
15 education or other proof of competence as a requirement for
16 renewal."

17 SECTION 35. Section 61-12F-9 NMSA 1978 (being Laws 2011,
18 Chapter 31, Section 12) is amended to read:

19 "61-12F-9. LICENSE FEES.--Except as provided in Section
20 61-1-34 NMSA 1978, the board shall establish a schedule of
21 reasonable administrative and licensing fees, but an
22 individual fee shall not exceed one thousand dollars
23 (\$1,000)."

24 SECTION 36. Section 61-12G-3 NMSA 1978 (being Laws 2019,
25 Chapter 244, Section 3) is amended to read:

1 "61-12G-3. QUALIFICATIONS FOR LICENSURE.--The board
2 shall license an applicant who:

3 A. is of good moral character, in accordance with
4 standards established by rules of the board;

5 B. submits, in accordance with rules of the board,
6 the following items to the board:

7 (1) an application for licensure designed and
8 approved by the board and submitted in accordance with rules
9 of the board;

10 (2) except as provided in Section 61-1-34 NMSA
11 1978, an application fee submitted in an amount and manner
12 established by rules of the board;

13 (3) evidence that the applicant has graduated
14 from an approved naturopathic medical educational program;

15 (4) evidence that the applicant has passed a
16 professional examination;

17 (5) evidence that the applicant has passed a
18 state jurisprudence examination that meets standards
19 established in rules of the board; and

20 (6) evidence of professional liability
21 insurance with policy limits not less than prescribed by the
22 board;

23 C. is determined by the board, upon recommendation
24 by the council, to be physically and mentally capable of
25 safely practicing naturopathic medicine with or without

1 reasonable accommodation; and

2 D. has not had a license to practice naturopathic
3 medicine or other health care license registration or
4 certificate refused, revoked or suspended by any other
5 jurisdiction for reasons that relate to the applicant's
6 ability to skillfully and safely practice naturopathic
7 medicine unless that license, registration or certification
8 has been restored to good standing by that jurisdiction."

9 SECTION 37. Section 61-13-12 NMSA 1978 (being Laws 1970,
10 Chapter 61, Section 11, as amended) is amended to read:

11 "61-13-12. LICENSE AND RENEWAL FEES--BOARD
12 EXPENDITURES.--

13 A. Except as provided in Section 61-1-34 NMSA 1978,
14 the board shall require by appropriate rule or regulation
15 that applicants for licensure as nursing home administrators
16 pay a license fee in an amount set by the board not to exceed
17 two hundred fifty dollars (\$250) and an annual renewal fee in
18 an amount set by the board not to exceed two hundred dollars
19 (\$200).

20 B. The board shall deposit all fees received by the
21 board in a special fund maintained by the state treasurer for
22 use in defraying the expenses of administration of the
23 Nursing Home Administrators Act. Any unexpended balance
24 remaining in the fund at the end of each fiscal year shall
25 remain to the credit of the board.

1 C. The board may obtain and administer programs of
2 grants-in-aid or financial assistance from any governmental
3 agency or private source in the furtherance of programs
4 consistent with the Nursing Home Administrators Act."

5 **SECTION 38.** Section 61-14-8 NMSA 1978 (being Laws 1967,
6 Chapter 62, Section 5, as amended) is amended to read:

7 "61-14-8. APPLICATION FOR LICENSE.--

8 A. Any person desiring a license to practice
9 veterinary medicine in this state may make written
10 application to the board showing that the person:

11 (1) has reached the age of majority; and

12 (2) is a person of good moral character.

13 The application shall contain other information and proof
14 as required by regulation of the board and, except as
15 provided in Section 61-1-34 NMSA 1978, shall be accompanied
16 by an application fee established by the board.

17 B. If the board finds that the applicant possesses
18 the proper qualifications, it shall admit the applicant to
19 the next examination. If an applicant is found unqualified
20 to take the examination, the board shall immediately notify
21 the applicant in writing of its findings and the grounds for
22 them."

23 **SECTION 39.** Section 61-14-12 NMSA 1978 (being Laws 1967,
24 Chapter 62, Section 8, as amended) is amended to read:

25 "61-14-12. LICENSE, PERMIT AND REGISTRATION RENEWAL.--

1 A. All licenses, permits and registrations issued
2 pursuant to the Veterinary Practice Act may be renewed by
3 payment of the renewal fee, except as provided in Section
4 61-1-34 NMSA 1978, and submission of proof of completion of
5 continuing education requirements as established by
6 regulation of the board. Not later than thirty days prior to
7 expiration, the board shall mail a notice to each licensed
8 veterinarian, registered veterinary technician and holder of
9 an artificial insemination or pregnancy diagnosis permit that
10 the license, registration or permit will expire and provide a
11 renewal application form.

12 B. Except as provided in Subsections C and D of
13 this section, a person may reinstate an expired license,
14 registration or permit, issued pursuant to the Veterinary
15 Practice Act, within five years of its expiration by making
16 application to the board for renewal and paying the current
17 renewal fee along with all delinquent renewal fees and late
18 fees. After five years have elapsed since the date of
19 expiration, a license, registration or permit may not be
20 renewed and the holder shall apply for a new license,
21 registration or permit and take the required examination.

22 C. A person shall not have the person's license,
23 issued pursuant to the Veterinary Practice Act, reinstated in
24 New Mexico if, during the time period in which the person's
25 license lapsed, the person's license in another state or

1 jurisdiction was suspended or revoked for reasons for which
2 the license would have been subject to suspension or
3 revocation in New Mexico.

4 D. A person who, during the time period in which
5 the person's license, issued pursuant to the Veterinary
6 Practice Act, lapsed, was subject to any disciplinary
7 proceedings resulting in action less than suspension or
8 revocation in another state or jurisdiction, may, at the
9 discretion of the board, have the person's license to
10 practice in New Mexico reinstated on a probationary status
11 for up to two years. Upon request by the applicant for
12 reinstatement, the board shall determine under what
13 circumstances the probationary status shall be continued or
14 removed or the application for reinstatement denied.

15 E. The board may provide by regulation for waiver
16 of payment of any renewal fee of a licensed veterinarian
17 during any period when the veterinarian is on active duty
18 with any branch of the armed services of the United States
19 for the duration of a national emergency."

20 **SECTION 40.** Section 61-14A-16 NMSA 1978 (being Laws
21 1993, Chapter 158, Section 24, as amended by Laws 2001,
22 Chapter 263, Section 1 and Laws 2001, Chapter 266, Section 2)
23 is amended to read:

24 "61-14A-16. FEES.--Except as provided in Section 61-1-34
25 NMSA 1978, the board shall establish a schedule of reasonable

1 1996, Chapter 57, Section 20, as amended) is amended to read:

2 "61-14B-20. FEES.--Except as provided in Section 61-1-34
3 NMSA 1978, the board shall establish a schedule of reasonable
4 fees for applications, licenses, renewal of licenses, exams,
5 penalties and administrative fees. The license and license
6 renewal fees shall not exceed:

7 A. one hundred dollars (\$100) for clinical fellows
8 and apprentices in speech and language;

9 B. two hundred dollars (\$200) for audiologists or
10 speech-language pathologists;

11 C. six hundred dollars (\$600) for hearing aid
12 dispensers;

13 D. four hundred dollars (\$400) for examinations;

14 E. one hundred dollars (\$100) for late renewal
15 fees;

16 F. four hundred dollars (\$400) for hearing aid
17 dispensing endorsement;

18 G. five hundred dollars (\$500) for a hearing aid
19 dispenser trainee license, which fee includes examination,
20 both written and practical;

21 H. one hundred dollars (\$100) for bilingual-
22 multicultural endorsement; and

23 I. reasonable administrative fees."

24 **SECTION 42.** Section 61-14D-14 NMSA 1978 (being Laws
25 1993, Chapter 325, Section 14, as amended) is amended to

1 read:

2 "61-14D-14. FEES.--Except as provided in Section 61-1-34
3 NMSA 1978, the board shall establish a schedule of reasonable
4 fees for applications, licenses, provisional permits, renewal
5 of licenses, placement on inactive status and necessary
6 administrative fees and initial prorated licensing fees."

7 SECTION 43. Section 61-14E-9 NMSA 1978 (being Laws 1983,
8 Chapter 317, Section 9, as amended) is amended to read:

9 "61-14E-9. FEES FOR LICENSURE.--After the promulgation
10 of rules and regulations, except as provided in Section
11 61-1-34 NMSA 1978, the department shall charge and collect
12 the following fees:

13 A. an application fee not to exceed ten dollars
14 (\$10.00);

15 B. an examination fee not to exceed one hundred
16 fifty dollars (\$150) to cover the costs the department incurs
17 in administering the initial examination required for limited
18 certification;

19 C. a biennial licensure fee not to exceed one
20 hundred dollars (\$100);

21 D. a temporary licensure fee not to exceed fifty
22 dollars (\$50.00) to cover a period no longer than twelve
23 months when new graduates of an approved program are in the
24 process of taking required licensure examinations; and

25 E. miscellaneous fees, such as for requests for

1 duplicate or replacement licenses, legal name change and
2 written verification, not to exceed twenty-five dollars
3 (\$25.00)."

4 SECTION 44. Section 61-16-9 NMSA 1978 (being Laws 1941,
5 Chapter 45, Section 7) is amended to read:

6 "61-16-9. FEES.--Except as provided in Section 61-1-34
7 NMSA 1978, all applications shall be accompanied by the
8 payment in cash to the municipality or county of an amount
9 equal to twenty-five dollars (\$25.00) for each day of the
10 proposed sale as its duration is shown by the application.
11 Such fees are to be returned to the applicant in the event
12 the application is denied, or a pro rata share of the fees
13 shall be returned if the sale is voluntarily discontinued
14 before its proposed duration has expired. No return of any
15 sums shall be made in the event the sale is terminated for
16 any violation of Chapter 61, Article 16 NMSA 1978."

17 SECTION 45. Section 61-17A-16 NMSA 1978 (being Laws
18 1993, Chapter 171, Section 16, as amended) is amended to
19 read:

20 "61-17A-16. FEES.--Except as provided in Section 61-1-34
21 NMSA 1978, the board may, by rule, establish initial license
22 and renewal fees not to exceed the following:

23	establishment license	\$200
24	school license	\$600
25	relocation of a school	\$300

1	cosmetologist license	\$100
2	barber license	\$100
3	hairstylist license	\$100
4	specialty license	\$100
5	instructor license	\$100
6	duplicate license	\$50.00
7	temporary license	\$25.00
8	administrative fee	\$100
9	limited license fee	\$100
10	licensure through reciprocity	\$200
11	transcript	\$50.00
12	examinations	\$100."

13 **SECTION 46.** Section 61-17B-5 NMSA 1978 (being Laws 2007,
14 Chapter 181, Section 5, as amended) is amended to read:

15 "61-17B-5. LICENSE--APPLICATION--REVOCATION--SUSPENSION.--

16 A. A body artist shall obtain a body art license,
17 and an operator shall obtain a body art establishment
18 license, the requirements for which shall be defined by the
19 board and shall include the requirement that a body artist
20 applicant demonstrate that the body artist has the training
21 and experience necessary to perform body piercing, tattooing
22 or scarification and the requirement that a sanitary and
23 sterile body art establishment be maintained; provided that
24 the board shall grant credit for training and experience
25 obtained from any source, whether obtained within or outside

1 the state, if the applicant demonstrates that the training
2 and experience received by the applicant is equivalent to the
3 training and experience required pursuant to the Body Art
4 Safe Practices Act.

5 B. An operator or body artist shall possess and
6 post in a conspicuous place a valid and unsuspended license
7 issued by the board in accordance with the Body Art Safe
8 Practices Act and the rules promulgated pursuant to that act.
9 An operator or a body artist shall not display a license
10 unless it has been issued to that operator or body artist by
11 the board and has not been suspended or revoked.

12 C. An operator or body artist shall apply to the
13 board for the issuance or renewal of a license annually and
14 shall pay license fees established by the board. The board
15 shall set license fees, license renewal fees and late fees in
16 amounts necessary to administer the provisions of the Body
17 Art Safe Practices Act. If an operator or body artist fails
18 to renew a license for the next year, the license is void;
19 provided that the voided license may be restored at any time
20 during the year following the license's expiration upon the
21 payment of the appropriate license renewal fee and a late
22 charge not to exceed one hundred dollars (\$100) as set forth
23 by board rules. If the operator or body artist fails to
24 restore a license within one year following the license's
25 expiration, the operator or body artist may request

1 restoration of the license pursuant to rules promulgated by
2 the board.

3 D. The board shall promulgate rules for the
4 revocation or suspension of a license for a body art
5 establishment or a body artist who fails to comply with a
6 provision of the Body Art Safe Practices Act or rules
7 promulgated pursuant to that act. A license shall not be
8 suspended or revoked pursuant to the Body Art Safe Practices
9 Act without providing the operator or the body artist with an
10 opportunity for an administrative hearing unless conditions
11 in the body art establishment warrant immediate suspension
12 pursuant to Section 61-17B-9 NMSA 1978. The hearing officer
13 shall not be a person previously involved in the suspension
14 or revocation action. An inspection made more than twenty-
15 four months prior to the most recent inspection shall not be
16 used as a basis for suspension or revocation.

17 E. Except as provided in Section 61-1-34 NMSA 1978,
18 the board shall charge a fee not to exceed three hundred
19 dollars (\$300) for the application to issue a new or renewed
20 license. The applicant shall provide proof of current
21 immunization as required by the board and proof of the
22 applicant's attendance at a blood-borne pathogen training
23 program and other training as required by the board before a
24 license is issued or renewed.

25 F. A current body art license or body art

1 establishment license shall not be transferable from one
2 person to another.

3 G. The following information shall be kept on the
4 premises of a body art establishment and shall be available
5 for inspection by the board:

6 (1) the full names of all employees in the
7 establishment and their exact duties;

8 (2) the board-issued license with
9 identification photograph for the operator and any body
10 artists;

11 (3) the body art establishment name and hours
12 of operation;

13 (4) the name and address of the operator;

14 (5) a complete description of all body art
15 performed at the body art establishment;

16 (6) a list of all instruments, body jewelry,
17 sharps and inks used at the body art establishment, including
18 names of manufacturers and serial or lot numbers or invoices
19 or other documentation sufficient to identify and locate the
20 manufacturer of those items; and

21 (7) a current copy of the Body Art Safe
22 Practices Act.

23 H. An operator shall notify the board in writing
24 not less than thirty days before changing the location of a
25 body art establishment. The notice shall include the street

1 address of the body art establishment's new location."

2 SECTION 47. Section 61-18A-30 NMSA 1978 (being Laws
3 1987, Chapter 252, Section 30, as amended) is amended to
4 read:

5 "61-18A-30. FEES.--Except as provided in Section 61-1-34
6 NMSA 1978, the director shall charge and collect the
7 following fees:

8 A. an original license fee for a collection agency
9 or branch thereof, of five hundred dollars (\$500);

10 B. a renewal fee for a collection agency or branch
11 thereof, of three hundred dollars (\$300);

12 C. a duplicate license fee of fifteen dollars
13 (\$15.00);

14 D. a temporary license fee of thirty-five dollars
15 (\$35.00);

16 E. a delinquency fee of ten dollars (\$10.00) per
17 day for each day of delinquency in filing applications for
18 renewals;

19 F. a manager's license examination fee of one
20 hundred dollars (\$100);

21 G. a manager's license renewal fee of fifty dollars
22 (\$50.00);

23 H. a fee of five dollars (\$5.00) for each copy of
24 any issue or edition of the Collection Agency Regulatory Act
25 and rules and regulations;

1 I. a fee of five dollars (\$5.00) for each list of
2 licensees in good standing;

3 J. a fee of two hundred dollars (\$200) per day or
4 fraction thereof for each examiner of the division engaged in
5 an examination or investigation of a licensee, not to exceed
6 five examiner-days per calendar year. If the examination or
7 investigation is an out-of-state examination or
8 investigation, the licensee shall reimburse the division the
9 actual travel costs incurred to perform the examination or
10 investigation; and

11 K. an original license fee or renewal license fee
12 for a repossessor of two hundred fifty dollars (\$250)."

13 SECTION 48. Section 61-23-17 NMSA 1978 (being Laws 1987,
14 Chapter 336, Section 17, as amended) is amended to read:

15 "61-23-17. APPLICATION AND EXAMINATION FEES.--

16 A. All applicants for licensure pursuant to the
17 Engineering and Surveying Practice Act shall apply for
18 examination, licensure or certification on forms prescribed
19 and furnished by the board. Except as provided in Section
20 61-1-34 NMSA 1978, applications shall be accompanied by the
21 appropriate fee, any sworn statements the board may require
22 to show the applicant's citizenship and education, a detailed
23 summary of the applicant's technical work and appropriate
24 references.

25 B. All application, reapplication, examination and

1 reexamination fees shall be set by the board and shall not
2 exceed the actual cost of carrying out the provisions of the
3 Engineering and Surveying Practice Act. No fees shall be
4 refundable.

5 C. Any application may be denied for fraud, deceit,
6 conviction of a felony or any crime involving moral
7 turpitude."

8 SECTION 49. Section 61-23-20 NMSA 1978 (being Laws 1987,
9 Chapter 336, Section 20, as amended) is amended to read:

10 "61-23-20. ENGINEERING--LICENSURE AND RENEWAL FEES--
11 EXPIRATIONS.--

12 A. Licensure shall be for a period of two years as
13 prescribed in the rules of procedure. Initial licenses shall
14 be issued in accordance with the board's rules.

15 B. The board shall establish by rule a biennial fee
16 for professional engineers. Except as provided in Section
17 61-1-34 NMSA 1978, licensure renewal is accomplished upon
18 payment of the required fee and satisfactory completion of
19 the requirements of professional development.

20 C. The executive director of the board shall send a
21 renewal notice to each licensee's last known address. Notice
22 shall be mailed at least one month in advance of the date of
23 expiration of the license.

24 D. Each licensee shall have the responsibility to
25 notify the board of any change of address within thirty days

1 of the change.

2 E. Upon receipt of a renewal fee and fulfillment of
3 other requirements, the board shall issue a licensure renewal
4 card that shall show the name and license number of the
5 licensee and shall state that the person named has been
6 granted licensure to practice as a professional engineer for
7 the biennial period.

8 F. Every license shall automatically expire if not
9 renewed on or before December 31 of the applicable biennial
10 period. A delinquent licensee may renew a license by the
11 payment of twice the biennial renewal fee at any time before
12 March 1, but the delinquent licensee shall not practice
13 during this period. Should the licensee apply to renew an
14 expired license after the March 1 deadline has elapsed, the
15 licensee shall submit a formal application and fee as
16 provided in Section 61-23-17 NMSA 1978. The board, in
17 considering the reapplication, may consider the applicant's
18 qualifications for licensure if the requirements for
19 licensure have changed since the applicant was first
20 licensed. The board may adopt rules for inactive and retired
21 status."

22 SECTION 50. Section 61-23-27.5 NMSA 1978 (being Laws
23 1993, Chapter 218, Section 26, as amended) is amended to
24 read:

25 "61-23-27.5. SURVEYING--APPLICATION AND EXAMINATION

1 FEES.--

2 A. All applicants for licensure pursuant to the
3 Engineering and Surveying Practice Act shall apply for
4 examination, licensure or certification on forms prescribed
5 and furnished by the board. Except as provided in Section
6 61-1-34 NMSA 1978, applications shall be accompanied by the
7 appropriate fee, any sworn statements the board may require
8 to show the applicant's citizenship and education, a detailed
9 summary of the applicant's technical work and appropriate
10 references.

11 B. All application, reapplication, examination and
12 reexamination fees shall be set by the board and shall not
13 exceed the actual cost of carrying out the provisions of the
14 Engineering and Surveying Practice Act. Fees shall not be
15 refundable.

16 C. Any application may be denied for fraud, deceit,
17 conviction of a felony or for any crime involving moral
18 turpitude."

19 SECTION 51. Section 61-23-27.7 NMSA 1978 (being Laws
20 1993, Chapter 218, Section 28, as amended) is amended to
21 read:

22 "61-23-27.7. SURVEYING--LICENSURE AND RENEWAL FEES--
23 EXPIRATIONS.--

24 A. Licensure for surveyors shall be for a period of
25 two years as prescribed in the rules of procedure. Initial

1 certificates of licensure shall be issued to coincide with
2 the biennial period. Initial licenses shall be issued in
3 accordance with the board's rules.

4 B. The board shall establish by rule a biennial fee
5 for professional surveyors. Except as provided in Section
6 61-1-34 NMSA 1978, renewal shall be granted upon payment of
7 the required fee and satisfactory completion of the
8 requirements of professional development.

9 C. The executive director of the board shall send a
10 renewal notice to each licensee's last known address. Notice
11 shall be mailed at least one month in advance of the date of
12 expiration of the license.

13 D. It shall be the responsibility of the licensee
14 to notify the board of any change of address and to keep the
15 license current.

16 E. Upon receipt of a renewal fee and fulfillment of
17 other requirements, the board shall issue a licensure renewal
18 card that shall show the name and license number of the
19 licensee and shall state that the person named has been
20 granted licensure to practice as a professional surveyor for
21 the biennial period.

22 F. Every license shall automatically expire if not
23 renewed on or before December 31 of the applicable biennial
24 period. A delinquent licensee may renew a license by the
25 payment of twice the biennial renewal fee at any time before

1 March 1, but the delinquent licensee shall not practice
2 during this period. Should the licensee wish to renew an
3 expired license after the March 1 deadline has elapsed, the
4 licensee shall submit a formal application as provided in
5 Section 61-23-27.4 NMSA 1978. The board, in considering the
6 reapplication, need not question the applicant's
7 qualifications for licensure unless the qualifications have
8 changed since the license expired."

9 SECTION 52. Section 61-24B-11 NMSA 1978 (being Laws
10 1985, Chapter 151, Section 11, as amended) is amended to
11 read:

12 "61-24B-11. FEES.--Except as provided in Section 61-1-34
13 NMSA 1978, the board shall establish a schedule of reasonable
14 fees for applications, certificates of registration,
15 certificates as a landscape architect in training, temporary
16 permits, re-registration, inactive status and late
17 registration renewal as follows:

18 A. the initial application fee shall be set in an
19 amount not to exceed one hundred dollars (\$100);

20 B. the initial certificate of registration fee
21 shall be set in an amount not to exceed three hundred dollars
22 (\$300);

23 C. the certificate of registration renewal fee
24 shall be set in an amount not to exceed four hundred dollars
25 (\$400);

1 D. the initial and the renewal fee for landscape
2 architect in training certification shall be set in an amount
3 not to exceed two hundred dollars (\$200);

4 E. the annual inactive status fee shall be set at
5 one-half the renewal fee for the year; and

6 F. the late fee for registration renewal shall be
7 set at an amount not to exceed twice the renewal fee."

8 **SECTION 53.** Section 61-24C-10 NMSA 1978 (being Laws
9 1989, Chapter 53, Section 10, as amended) is amended to read:

10 "61-24C-10. LICENSE--ISSUANCE--RENEWAL--DENIAL,
11 SUSPENSION OR REVOCATION.--

12 A. A license shall be issued to every person who
13 presents satisfactory evidence of possessing the
14 qualifications of education, experience and, as appropriate,
15 the examination performance required by the provisions of the
16 Interior Designers Act, provided that the applicant has
17 reached the age of majority and, except as provided in
18 Section 61-1-34 NMSA 1978, pays the required fees.

19 B. Each original license shall authorize the holder
20 to use the title of and be known as a licensed interior
21 designer from the date of issuance to the next renewal date
22 unless the license is suspended or revoked.

23 C. All licenses shall expire annually and shall be
24 renewed by submitting a completed renewal application, and
25 except as provided in Section 61-1-34 NMSA 1978, accompanied

1 by the required fees.

2 D. A license may not be renewed until the licensee
3 submits satisfactory evidence to the board that, during the
4 last year, the licensee has participated in not less than
5 eight hours of continuing education approved by the board.
6 The board shall approve only continuing education that builds
7 upon basic knowledge of interior design. The board may make
8 exceptions from the continuing education requirement in
9 emergency or hardship cases.

10 E. The holder of a license that has expired through
11 failure to renew may renew the license at any time within two
12 years from the date on which the license expired, upon
13 approval of the board.

14 F. The board may promulgate policies and procedures
15 providing for the establishment of an inactive status for
16 licensees temporarily not engaged in the practice of interior
17 design.

18 G. In accordance with the provisions of the Uniform
19 Licensing Act, the board may deny, refuse to renew, suspend
20 or revoke a license or impose probationary conditions when
21 the licensee has:

22 (1) obtained the license by means of fraud,
23 misrepresentation or concealment of material facts;

24 (2) committed an act of fraud or deceit in
25 professional conduct or been convicted of a felony;

1 (3) made any representation as being a licensed
2 interior designer prior to being issued a license, except as
3 authorized under the provisions of the Interior Designers
4 Act;

5 (4) been found by the board to have aided or
6 abetted an unlicensed person in violating the provisions of
7 the Interior Designers Act; or

8 (5) failed to comply with the provisions of the
9 Interior Designers Act or regulations adopted pursuant to
10 that act."

11 SECTION 54. Section 61-24D-13 NMSA 1978 (being Laws
12 2019, Chapter 239, Section 13) is amended to read:

13 "61-24D-13. FEES.--In addition to any fees to cover
14 reasonable and necessary administrative expenses, the board
15 shall establish, charge and collect:

16 A. an initial application fee, no less than two
17 hundred fifty dollars (\$250);

18 B. a state and national criminal background check
19 fee, not to exceed one hundred dollars (\$100);

20 C. except as provided in Section 61-1-34 NMSA 1978,
21 a three-year license fee, no less than one thousand dollars
22 (\$1,000);

23 D. a reactivation fee, not to exceed two hundred
24 dollars (\$200);

25 E. a reinstatement fee, not to exceed two hundred

1 dollars (\$200); and

2 F. a fee for each duplicate license issued because
3 a license is lost or destroyed, not to exceed fifty dollars
4 (\$50.00); provided that an affidavit attesting to the loss or
5 destruction of the license shall be required before issuance
6 of a duplicate license."

7 SECTION 55. Section 61-27B-20 NMSA 1978 (being Laws
8 2007, Chapter 115, Section 20) is amended to read:

9 "61-27B-20. FEES.--

10 A. Except as provided in Section 61-1-34 NMSA 1978,
11 the department shall establish a schedule of reasonable fees
12 as follows:

13 (1) private investigator fees:

14 (a) application fee, not to exceed one
15 hundred dollars (\$100);

16 (b) initial private investigator's license
17 fee or license renewal fee, not to exceed three hundred
18 dollars (\$300); and

19 (c) initial private investigations manager
20 license fee or license renewal fee, not to exceed two hundred
21 dollars (\$200);

22 (2) private patrol operator fees:

23 (a) application fee, not to exceed one
24 hundred dollars (\$100);

25 (b) initial private patrol operator's

1 license fee or license renewal fee, not to exceed three
2 hundred dollars (\$300); and

3 (c) initial private patrol operations
4 manager license fee or license renewal fee, not to exceed two
5 hundred dollars (\$200);

6 (3) security guard fees:

7 (a) level one or level two security guard
8 registration fee or registration renewal fee, not to exceed
9 fifty dollars (\$50.00); and

10 (b) level three security guard
11 registration fee or registration renewal fee, not to exceed
12 seventy-five dollars (\$75.00);

13 (4) polygraph examiners:

14 (a) application fee, not to exceed one
15 hundred dollars (\$100);

16 (b) initial polygraph examiner's license
17 fee or license renewal fee, not to exceed four hundred
18 dollars (\$400); and

19 (c) examination fee, not to exceed one
20 hundred dollars (\$100); and

21 (5) other fees applying to private
22 investigators, private patrol operators and polygraph
23 examiners:

24 (a) change in license fee, not to exceed
25 two hundred dollars (\$200);

1 (b) late fee on license or registration
2 renewals, not to exceed one hundred dollars (\$100);

3 (c) special event permit fee, not to
4 exceed one hundred dollars (\$100); and

5 (d) special event license fee for a
6 private patrol company, not to exceed fifty dollars (\$50.00).

7 B. Fees charged by the department shall not be
8 increased prior to fiscal year 2009."

9 SECTION 56. Section 61-29-8 NMSA 1978 (being Laws 1959,
10 Chapter 226, Section 7, as amended) is amended to read:

11 "61-29-8. LICENSE FEES--DISPOSITION.--

12 A. Except as provided in Section 61-1-34 NMSA 1978,
13 the following fees shall be established and charged by the
14 commission and paid into the real estate commission fund:

15 (1) for each examination, a fee established by
16 the commission based on competitive bids for examination
17 services submitted to the commission in response to a
18 commission request for proposals, not to exceed ninety-five
19 dollars (\$95.00);

20 (2) for each qualifying broker's license
21 issued, a fee not to exceed two hundred seventy dollars
22 (\$270) and for each renewal thereof, a fee not to exceed two
23 hundred seventy dollars (\$270);

24 (3) for each associate broker's license issued,
25 a fee not to exceed two hundred seventy dollars (\$270) and

1 for each renewal thereof, a fee not to exceed two hundred
2 seventy dollars (\$270);

3 (4) subject to the provisions of Paragraph (10)
4 of this subsection, for each change of place of business or
5 change of employer or contractual associate, a transfer fee
6 not to exceed twenty dollars (\$20.00);

7 (5) for each duplicate license, where the
8 license is lost or destroyed and affidavit is made thereof, a
9 fee not to exceed twenty dollars (\$20.00);

10 (6) for each license history, a fee not to
11 exceed twenty-five dollars (\$25.00);

12 (7) for copying of documents by the commission,
13 a fee not to exceed one dollar (\$1.00) per copy;

14 (8) for each license law and rules booklet, a
15 fee not to exceed ten dollars (\$10.00) per booklet;

16 (9) for each hard copy or electronic list of
17 licensed associate brokers and qualifying brokers, a fee not
18 to exceed actual costs up to fifty dollars (\$50.00);

19 (10) for each license reissued for an associate
20 broker because of change of address of the qualifying
21 broker's office or death of the qualifying broker when a
22 successor qualifying broker is replacing the decedent and the
23 associate broker remains in the office or because of a change
24 of name of the office or the entity of the qualifying broker,
25 a fee in an amount not to exceed twenty dollars (\$20.00) to

1 be paid by the qualifying broker or successor qualifying
2 broker as the case may be; but if there are eleven or more
3 affected associate brokers in the qualifying broker's office,
4 the total fee paid to effect reissuance of all of those
5 licenses shall not exceed two hundred dollars (\$200);

6 (11) for each application to the commission to
7 become an approved sponsor of prelicensing and continuing
8 education courses, a fee not to exceed five hundred dollars
9 (\$500) and for each renewal thereof, a fee not to exceed five
10 hundred dollars (\$500);

11 (12) for each application to the commission to
12 become an approved instructor of prelicensing and continuing
13 education courses, a fee not to exceed seventy dollars
14 (\$70.00) per course; and

15 (13) for each application to the commission to
16 renew certification as a commission-approved instructor, a
17 fee not to exceed one hundred dollars (\$100).

18 B. All fees set by the commission shall be set by
19 rule and only after all requirements have been met as
20 prescribed by Chapter 61, Article 29 NMSA 1978. Any changes
21 or amendments to the rules shall be filed in accordance with
22 the State Rules Act.

23 C. The commission shall deposit all money received
24 by it from fees in accordance with the provisions of Chapter
25 61, Article 29 NMSA 1978 with the state treasurer, who shall

1 keep that money in a separate fund to be known as the "real
2 estate commission fund", and money so deposited in that fund
3 is appropriated to the commission for the purpose of carrying
4 out the provisions of Section 61-29-4 NMSA 1978 or to
5 maintain the real estate recovery fund as required by the
6 Real Estate Recovery Fund Act and shall be paid out of the
7 fund upon the vouchers of the executive secretary of the
8 commission or the executive secretary's designee; provided
9 that the total fees and charges collected and paid into the
10 state treasury and any money so deposited shall be expended
11 only for the purposes authorized by Chapter 61, Article 29
12 NMSA 1978."

13 SECTION 57. Section 61-30-17 NMSA 1978 (being Laws 1990,
14 Chapter 75, Section 17, as amended) is amended to read:

15 "61-30-17. FEES.--

16 A. Except as provided in Section 61-1-34 NMSA 1978,
17 the board shall charge and collect the following fees not to
18 exceed:

19 (1) an application fee for real estate
20 appraiser trainee registration, two hundred dollars (\$200);

21 (2) an application fee for a license or
22 residential certification, four hundred dollars (\$400);

23 (3) an application fee for general
24 certification, five hundred dollars (\$500);

25 (4) an examination fee for general and

1 residential certification or license, two hundred dollars
2 (\$200);

3 (5) a registration renewal fee for a real
4 estate appraiser trainee, two hundred fifty dollars (\$250);

5 (6) a certificate renewal fee for residential
6 certification, or license renewal, four hundred fifty dollars
7 (\$450);

8 (7) a certificate renewal fee for general
9 certification, five hundred dollars (\$500);

10 (8) the registry fee as required by the federal
11 real estate appraisal reform amendments;

12 (9) for registration for temporary practice,
13 two hundred dollars (\$200), and an additional extension fee
14 may be applied;

15 (10) for each duplicate registration, license
16 or certificate issued because a registration, license or
17 certificate is lost or destroyed and an affidavit as to its
18 loss or destruction is made and filed, fifty dollars
19 (\$50.00); and

20 (11) fees to cover reasonable and necessary
21 administrative expenses.

22 B. The board shall establish the fee for appraisal
23 management company registration by rule to cover the cost of
24 the administration of the Appraisal Management Company
25 Registration Act, but in no case shall the fee be more than

1 two thousand dollars (\$2,000). Registration fees shall be
2 credited to the appraiser fund pursuant to Section 61-30-18
3 NMSA 1978."

4 SECTION 58. Section 61-31-15 NMSA 1978 (being Laws 1989,
5 Chapter 51, Section 15, as amended) is amended to read:

6 "61-31-15. LICENSE FEES.--Except as provided in Section
7 61-1-34 NMSA 1978, applicants for licensure shall pay fees
8 set by the board, not to exceed:

9 A. for examination for any level of licensure other
10 than initial licensure, two hundred dollars (\$200);

11 B. for initial licensure following an examination
12 as a licensed bachelor of social work, two hundred dollars
13 (\$200);

14 C. for initial licensure following an examination
15 as a licensed master of social work, three hundred dollars
16 (\$300);

17 D. for initial licensure following an examination
18 as a licensed independent social worker, three hundred
19 dollars (\$300);

20 E. for licensure by credentials at any level, three
21 hundred dollars (\$300);

22 F. for licensure without examination, including a
23 provisional license, as a licensed bachelor of social work,
24 one hundred fifty dollars (\$150);

25 G. for licensure without examination, including a

1 provisional license, as a licensed master of social work, two
2 hundred fifty dollars (\$250);

3 H. for licensure without examination, including a
4 provisional license, as a licensed independent social worker,
5 three hundred dollars (\$300);

6 I. for renewal of a license as a licensed bachelor
7 of social work, one hundred dollars (\$100);

8 J. for renewal of a license as a licensed master of
9 social work, two hundred dollars (\$200);

10 K. for renewal of a license as a licensed
11 independent social worker, three hundred dollars (\$300);

12 L. for a late fee for failure to renew within the
13 allotted grace period, one hundred dollars (\$100); and

14 M. for a duplicate license, twenty-five dollars
15 (\$25.00)."

16 **SECTION 59.** Section 61-32-23 NMSA 1978 (being Laws 1993,
17 Chapter 204, Section 23, as amended) is amended to read:

18 "61-32-23. FEES AND FINES.--Except as provided in
19 Section 61-1-34 NMSA 1978, the board shall establish by rule
20 a schedule of reasonable fees and fines for applications,
21 examinations, licenses, inspections, renewals, penalties,
22 reinstatements and necessary administrative fees. All fees
23 collected shall be deposited in accordance with Section
24 61-32-26 NMSA 1978. All fines collected shall be deposited
25 in the current school fund."

1 **SECTION 60.** Section 61-34-11 NMSA 1978 (being Laws 2007,
2 Chapter 248, Section 11) is amended to read:

3 "61-34-11. FEES.--Except as provided in Section 61-1-34
4 NMSA 1978, the board may, by rule, establish a schedule of
5 fees as follows:

6 A. an initial nonrefundable biennial licensure fee
7 not to exceed two hundred fifty dollars (\$250);

8 B. a nonrefundable biennial license renewal fee not
9 to exceed two hundred dollars (\$200);

10 C. an initial nonrefundable annual provisional
11 licensure fee not to exceed two hundred dollars (\$200); and

12 D. an annual nonrefundable provisional licensure
13 renewal fee not to exceed one hundred dollars (\$100) limited
14 to five years that the licensee may renew."

15 **SECTION 61.** Section 61-36-5 NMSA 1978 (being Laws 2017,
16 Chapter 136, Section 5) is amended to read:

17 "61-36-5. LICENSE FEES--TERM--RENEWAL.--

18 A. Except as provided in Section 61-1-34 NMSA 1978,
19 the board shall require each applicant for initial licensure
20 or renewal of a license to pay a nonrefundable licensure fee
21 that shall not exceed one hundred dollars (\$100).

22 B. A license shall expire biennially from the date
23 of initial licensure.

24 C. The board shall renew licenses only upon receipt
25 of renewal of licensure fees and evidence of compliance with

1 continuing education requirements."

2 SECTION 62. EFFECTIVE DATE.--The effective date of the
3 provisions of this act is July 1, 2020. _____

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