

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 48 PRIVATE LAW ENFORCEMENT PRACTITIONERS
PART 7 LICENSE AND REGISTRATION RENEWAL, INACTIVE STATUS AND REINSTATEMENT

16.48.7.1 ISSUING AGENCY: Regulation and Licensing Department[, ~~Private Investigations Advisory Board~~].

[16.48.7.1 NMAC - N, 9/24/2008, xx/xx/2021]

16.48.7.2 SCOPE: This part applies to the licensees and registrants licensed and registered pursuant to the Private Investigations Act.

[16.48.7.2 NMAC - N, 9/24/2008, xx/xx/2021]

16.48.7.3 STATUTORY AUTHORITY: These rules are promulgated pursuant to the Private Investigations Act, Section 61-27B-5, 61-27B-21 & 61-27B-26 NMSA 1978.

[16.48.7.3 NMAC - N, 9/24/2008]

16.48.7.4 DURATION: Permanent.

[16.48.7.4 NMAC - N, 9/24/2008]

16.48.7.5 EFFECTIVE DATE: September 24, 2008 unless a later date is cited in the history note at the end of a section.

[16.48.7.5 NMAC - N, 9/24/2008]

16.48.7.6 OBJECTIVE: This part establishes the procedures for license expiration and license and registration renewal.

[16.48.7.6 NMAC - N, 9/24/2008, xx/xx/2021]

16.48.7.7 DEFINITIONS: Refer to 16.48.1.7 NMAC.

[16.48.7.7 NMAC - N, 9/24/2008]

16.48.7.8 LICENSE AND REGISTRATION RENEWAL: Licensees and registrants shall renew their licenses issued pursuant to the Private Investigations Act biennially by [~~remitting to the board office a renewal fee, renewal application form provided by the board, completed fingerprint cards, a completed verification of fingerprints form, a notarized authorization for release of information form and the prescribed fee for a state and federal criminal history background check.~~ submitting the renewal application and all required forms by the department as described in the application.

A. The completed application shall include applicant's:

(1) full name;

(2) current mailing address

(3) current electronic mail address, if any;

(4) current license or registration number, and any expired license or registration numbers issued to

the applicant by the department

(5) two, 2X2 inch recent photographs or an upload of a recent electronic headshot photograph;

(6) proof of required continuing education;

(7) firearms qualification, if required;

(8) department of public safety background check;

(9) any required fees;

(10) general liability insurance, if required; and

(11) surety bond, if required.

B. Renewal documents must be postmarked or submitted online no later than the expiration date or a late fee will be assessed without exception. Continuing education hours shall be documented as described in Part 6.

[16.48.7.8 NMAC - N, 9/24/2008; A, 1/15/2019, xx/xx/2021]

16.48.7.9 LICENSE RENEWAL DEADLINE: Licensees or registrants failing to submit a renewal application and the required documentation on or before the expiration date shall be considered expired and must

refrain from practicing. A licensee or registrant will be allowed a 30-day grace period in which they will be allowed to renew their license or registration with a late fee. Any renewal received after the 30-day grace period will not be accepted and the licensee or registrant will need to comply with 16.48.2 NMAC.
[16.48.7.9 NMAC - N, 9/24/2008; A, 5/10/2010; A, 1/15/2019]

16.48.7.10 LICENSE RENEWAL NOTICES: ~~Courtesy~~ [R] renewal notices will be electronically mailed to each current licensee and registrant at least 30 days prior to the expiration date of the license.
[16.48.7.10 NMAC - N, 9/24/2008; A, 1/15/2019, xx/xx/2021]

16.48.7.11 LICENSEE RESPONSIBILITY: Renewal notices will be electronically mailed to the last known electronic mail address on file with the [board] department. It is the responsibility of the licensee and registrant to keep the [board] department informed of any changes in electronic mail, physical mail address and phone numbers. Failure to receive the renewal [application] notice shall not relieve the licensee or registrant of the responsibility of renewing his license before the expiration date.
[16.48.7.11 NMAC - N, 9/24/2008; A, 1/15/2019, xx/xx/2021]

16.48.7.12 APPROVAL OF RENEWAL APPLICATION: Upon department approval of the renewal application, the department will issue a renewal to the licensee or registrant.
[16.48.7.12 NMAC - N, 9/24/2008]

16.48.7.13 INACTIVE STATUS:

A. A licensed or registered person in good standing may request up to five years of inactive status by notifying the department in writing before the expiration of their current license.

B. An inactive status license or registration may be restored within the five year period upon receiving a completed reinstatement application[~~-, which shall be~~] provided by the department.

C. A completed reinstatement application must include the appropriate [reinstatement] application fee, two current passport type photographs and [a-completed-fingerprint-package] required background check form.

D. A license or registration not restored within five years is automatically expired without notice from the [board-or] department.

[16.48.7.13 NMAC - N, 9/24/2008, xx/xx/2021]

16.48.7.14 REINSTATEMENT OF INACTIVE LICENSURE OR REGISTRATION: Reinstatement of a license or registration that is in inactive status requires the following:

~~[A. — Reinstatement of a license or registration that has expired for more than one year, but less than 10 requires the following:]~~

~~[(1)A.]~~ completion of a [new-license] reinstatement application relevant to the license or registration in [expired] inactive status;

~~[(2) — payment of late fee;]~~

~~[(3)B.]~~ payment of the application fee;

~~[(4)C.]~~ submission of [a-completed-fingerprint-package] required background check form; and

~~[(5)D.]~~ [passage-of-the-jurisprudence-examination-] proof of completion of two hours of continuing education for each year the license or registration was inactive.

~~[B. — A license or registration that has been expired for more than 10 years must apply as a new licensee or registrant and meet all the current requirements for licensure or registration.]~~

[16.48.7.14 NMAC N, 9/24/2008; A, 5/10/2010, xx/xx/2021]

HISTORY OF 16.48.7 NMAC: [RESERVED]