

**TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING**  
**CHAPTER 22 PSYCHOLOGISTS AND PSYCHOLOGIST ASSOCIATES**  
**PART 10 INACTIVE STATUS AND REINSTATEMENT**

**16.22.10.1 ISSUING AGENCY:** Regulation and Licensing Department, State Board of Psychologist Examiners  
[16.22.10.1 NMAC - Rp, 16.22.10.1 NMAC, 11/15/2006]

**16.22.10.2 SCOPE:** The provisions of Part 10 apply to all licensed psychologists who plan to place their license on inactive status, or reinstate their inactive license to active status.  
[16.22.10.2 NMAC - Rp, 16.22.10.2 NMAC, 11/15/2006]

**16.22.10.3 STATUTORY AUTHORITY:** This part is adopted pursuant to the Professional Psychologist Act, Section 61-9-6 NMSA 1978.  
[16.22.10.3 NMAC - Rp, 16.22.10.3 NMAC, 11/15/2006]

**16.22.10.4 DURATION:** Permanent.  
[16.22.10.4 NMAC - Rp, 16.22.10.4 NMAC, 11/15/2006]

**16.22.10.5 EFFECTIVE DATE:** November 15, 2006, unless a later date is cited at the end of a section.  
[16.22.10.5 NMAC - Rp, 16.22.10.5 NMAC, 11/15/2006]

**16.22.10.6 OBJECTIVE:** This part establishes the requirements and procedures to place an active license in inactive status or to reinstate the license to active status.  
[16.22.10.6 NMAC - Rp, 16.22.10.6 NMAC, 11/15/2006]

**16.22.10.7 DEFINITIONS: [RESERVED]**  
[Refer to 16.22.1.7 NMAC]

**16.22.10.8 INACTIVE STATUS:**

**A.** The following criteria must be met for inactive status eligibility:

- (1) the licensee must be in good standing; and
- (2) his license must be current; a licensee who failed to renew a license by July 1 of any year shall renew the license in accordance with Part 8 before the licensee can be considered for inactive status.

**B.** A licensee who wishes to be placed on inactive status shall:

- (1) notify the board administrator in writing before his current license expires and the board administrator will acknowledge receipt of the notification; and
- (2) pay the fees established by the board to be placed on inactive status.

**C.** A licensee on inactive status shall not practice psychology in New Mexico as defined in the act.

**D.** Rendering or offering to render psychological services or engaging in the practice of psychology while on inactive status shall be considered sufficient grounds for disciplinary action by the board.

**E.** When a psychologist holds an inactive license and represents himself in public statements that include but are not limited to, paid or unpaid advertising, brochures, printed matter, directory listings, personal resumes or curricula vitae, interviews or comments for use in media, statements in legal proceedings, lectures, and public oral presentations, he must disclose that with an inactive license, he shall not provide psychotherapy.

**F.** A licensee on inactive status shall at all times comply with the provisions of Part 2, including, without limitation, Subsection B of 16.22.2.10 NMAC and 16.22.2.12 NMAC.  
[16.22.10.8 NMAC - Rp, 16.22.10.8 NMAC, 11/15/2006]

**16.22.10.9 REINSTATEMENT FROM INACTIVE STATUS:**

**A.** If the inactive licensee requests reinstatement to active status within three years, he shall:

- (1) complete an application for reinstatement form provided by the board;
- (2) provide satisfactory proof of completion of the continuing education requirements described in Part 9;
- (3) not have violated any rule of the Professional Psychologist Act or the rules and regulations of the board;

- (4) pay the appropriate [~~renewal~~] reinstatement fee established by the board.
- B.** If the inactive licensee requests reinstatement to active status after three years, he shall:
- (1) complete an application for reinstatement form provided by the board;
- (2) provide satisfactory proof of completion of the continuing education requirements described in Part 9;
- (3) take and pass the online jurisprudence examination;
- (4) not have violated any rule of the Professional Psychologist Act or the rules and regulations of the board;
- (5) pay the appropriate [~~renewal~~] reinstatement fee established by the board.
- C.** A licensee on inactive status shall not render or offer to render psychological services or otherwise engage in the practice of psychology until he receives a new license issued by the board.  
[16.22.10.9 NMAC - Rp, 16.22.10.9 NMAC, 11/15/2006; A, 03/21/09; A, xx/xx/xxxx]

**HISTORY OF 16.22.10 NMAC:**

**Pre-NMAC History:** The material in this part was derived from that previously filed with the State Records Center and Archives under:1990.

Rule No. 11, Inactive, Retirement Status and Reinstatement filed 4/24/1995.

**History of Repealed Material:**

16 NMAC 22.6, Inactive, Retirement Status and Reinstatement - Repealed, 4/16/2000.

16.22.10 NMAC, Inactive Status and Reinstatement - Repealed 11/15/2006