

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 4 CHIROPRACTIC PRACTITIONERS
PART 13 REINSTATEMENT OF CHIROPRACTIC LICENSURE

16.4.13.1 ISSUING AGENCY: New Mexico Chiropractic Board, PO Box 25101, Santa Fe, New Mexico 87504.

[16.4.13.1 NMAC - Rp 16.4.13.1 NMAC 8/10/2019]

16.4.13.2 SCOPE: All chiropractic physicians.

[16.4.13.2 NMAC - Rp 16.4.13.2 NMAC 8/10/2019]

16.4.13.3 STATUTORY AUTHORITY: These rules of practice and procedure govern the practice of chiropractic in New Mexico and are promulgated pursuant to and in accordance with the Chiropractic Physician Practice Act, Section 61-4-14 NMSA 1978.

[16.4.13.3 NMAC - Rp 16.4.13.3 NMAC 8/10/2019]

16.4.13.4 DURATION: Permanent.

[16.4.13.4 NMAC - Rp 16.4.13.4 NMAC 8/10/2019]

16.4.13.5 EFFECTIVE DATE: August 10, 2019, unless a later date is cited at the end of a section.

[16.4.13.5 NMAC - Rp 16.4.13.5 NMAC 8/10/2019]

16.4.13.6 OBJECTIVE: To establish reinstatement procedures for chiropractic physicians.

[16.4.13.6 NMAC - Rp 16.4.13.6 NMAC 8/10/2019]

16.4.13.7 DEFINITIONS: (Refer to 16.4.1 NMAC).

[16.4.13.7 NMAC - Rp 16.4.13.7 NMAC 8/10/2019]

16.4.13.8 REINSTATEMENT OF CHIROPRACTIC LICENSURE:

A. Any person whose license has been suspended, revoked or which has lapsed may apply to the board for reinstatement of the license at any time within two (2) years of the suspension, revocation or lapse.

(1) In making application for reinstatement, the applicant should state why the license should be reinstated and should specifically set forth any changed circumstances which would justify reinstatement.

(2) Applicant must include in the application, evidence that applicant meets the current requirements for licensure.

(3) Any licensed chiropractor applying for reinstatement of a license must pay all back renewal and penalty fees for each year of suspension, revocation or lapse, an application fee as set forth in Subparagraph (d) of Paragraph (1) of Subsection A of 16.4.22.8 NMAC and provide proof of attendance of continuing education hours as set forth in Subsection A of 16.4.10.8 NMAC for each year of suspension, revocation or lapse to a maximum of two years.

B. The board may require an applicant to complete certain education or training requirements, in addition to any continuing education requirements; to be completed prior to or after reinstatement to ensure that the applicant is competent to practice chiropractic. The board may, in its discretion, require that an applicant for reinstatement take and pass a written examination as prescribed by the board.

C. Upon receipt of an application for reinstatement, the board shall grant the applicant a hearing, at which time the applicant may appeal to the board to reinstate the license.

D. After two years, the applicant must apply for licensure without examination.

E. Applicant agrees to a national practitioner databank and a federation of chiropractic licensing board's (FCLB) background check.

F. Chiropractic physicians seeking reinstatement of advance practice certification registration because of suspension or lapse must meet the requirements established by the board under Subsection G of 16.4.15.8 NMAC.

[16.4.13.8 NMAC - Rp 16.4.13.8 NMAC 8/10/2019]

HISTORY OF 16.4.13 NMAC:

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

BCE 69-1, Board Rules And Regulations, filed 9/30/1969.

Rule 5-87, Reinstatement Of Temporary Suspension, filed 1/28/1987.

Rule 5-93, Reinstatement Of Licensure, filed 1/13/1993.

History of Repealed Material: 16.4.13 NMAC, Reinstatement Of Chiropractic Licensure filed 1/31/2006, Repealed effective 8/10/2019.

Other History:

Rule 5-93, Reinstatement Of Licensure (filed 1/13/1993) was renumbered, reformatted and replaced by 16 NMAC 4.13, Reinstatement of Chiropractic Licensure, effective 11/16/1997.

16 NMAC 4.12, Reinstatement of Chiropractic Licensure (filed 10/17/1997) was renumbered, reformatted, amended and replaced by 16.4.13 NMAC, Reinstatement of Chiropractic Licensure, effective 3/15/2006.

16.4.13 NMAC, Reinstatement Of Chiropractic Licensure filed 1/31/2006 was replaced by 16.4.13 NMAC, Reinstatement Of Chiropractic Licensure effective 8/10/2019.