

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 48 PRIVATE LAW ENFORCEMENT PRACTITIONERS
PART 5 FEES

16.48.5.1 ISSUING AGENCY: Regulation and Licensing Department.
[16.48.5.1 NMAC - Re-pr, 16.48.5.1 NMAC, 9/24/2008; A, 5/25/2021]

16.48.5.2 SCOPE: All individuals and ~~[business]~~ businesses applying to be ~~[registered and]~~ licensed or registered under the Private Investigations Act.
[16.48.5.2 NMAC - Re-pr, 16.48.5.2 NMAC, 9/24/2008; A, ___ / ___ /2022]

16.48.5.3 STATUTORY AUTHORITY: These rules are promulgated pursuant to the Private Investigations Act, Section 61-27B-~~5~~[20] NMSA 1978.
[16.48.5.3 NMAC - Re-pr, 16.48.5.3 NMAC, 9/24/2008; A, ___ / ___ /2022]

16.48.5.4 DURATION: Permanent.
[16.48.5.4 NMAC - Re-pr, 16.48.5.3 NMAC, 9/24/2008]

16.48.5.5 EFFECTIVE DATE: _____ unless a later date is cited in the history note at the end of a section.
[16.48.5.5 NMAC - Re-pr & A, 16.48.5.5 NMAC, 9/24/2008]

16.48.5.6 OBJECTIVE: To establish fees to generate revenue adequate to fund the cost of program administration as authorized under Section 61-27B-20 NMSA 1978.
[16.48.5.6 NMAC - Re-pr, 16.48.5.6 NMAC, 9/24/2008; A, ___ / ___ /2022]

16.48.5.7 DEFINITIONS: [RESERVED]
[Refer to 16.48.1.7 NMAC]

16.48.5.8 FEE SCHEDULE:

- A. All fees payable to the department are non-refundable.
- B. Application fees:
 - (1) private investigator \$100.00
 - (2) private investigation company \$100.00
 - (3) private investigations manager \$100.00
 - (4) private investigations employee \$ 25.00
 - (5) private patrol operator \$100.00
 - (6) private patrol company \$100.00
 - (7) private patrol operations manager \$100.00
 - (8) polygraph examiner \$100.00
- C. ~~[Registration]~~ Initial registration (three year term) and ~~[or registration]~~ renewal fees:
 - (1) security guard level one \$~~[50]~~75.00
 - (2) security guard level two \$~~[50]~~75.00
 - (3) security guard level three \$~~[75]~~150.00
 - (4) private investigations employee \$~~[50]~~75.00
- D. Initial license (three year term) ~~[or license]~~ and renewal fees:
 - (1) private investigator \$~~[300]~~450.00
 - (2) private investigations manager \$~~[200]~~300.00
 - (3) private patrol operator \$~~[300]~~450.00
 - (4) private patrol operations manager \$~~[200]~~300.00
 - (5) polygraph examiner \$~~[400]~~600.00
 - (6) late fee on ~~[license]~~ renewals \$100.00
- E. Other fees applying to private investigators, private patrol operators and polygraph examiners:
 - (1) special event permit \$100.00
 - (2) private patrol branch office certificate \$100.00
 - (3) change in license \$200.00

F. Background fees shall be the amount established by the department of public safety for the processing of criminal history background checks.
[16.48.5.8 NMAC - Re-pr & A, 16.48.5.8 NMAC, 9/24/2008; A, 5/1/2010; A, 5/12/2016; A, 5/25/2021; A, / /2022]

HISTORY OF 16.48.5 NMAC:

NMLEA Rule #31, Bureau of Polygraphy: Rules and Regulations, filed 6-1-81.
NMLEA Rule #31, Bureau of Polygraphy: Rules and Regulations, filed 5-27-83.
NMLEA Rule #30, Bureau of Private Investigators: Rules and Regulations, filed 4-24-81.
NMLEA B/PI Rule #1, Bureau of Private Investigators: Rules and Regulations, filed 11-4-83.
NMPA Rule 92-8, Fee Schedule, filed 8-17-92.

History of Repealed Material: NMLEA B/PI Rule #1 (filed 11/04/83), repealed 03/07/08.
NMPA Rule 92-1 (filed 8/17/1992); NMPA Rule 92-8 (filed 8/17/92).

This rule expired on July 5, 2008 which was 120 days after its emergency filing on March 7, 2008. The Uniform Licensing Act (Subsection A of Section 61-1-30 NMSA 1978) stipulates that emergency rules cannot remain in effect for more than 120 days unless they are replaced by permanent rules.

Other History:

Those applicable portions of NMLEA B/PI Rule #1 (filed 11/04/1983); NMPA Rule 92-1 (filed 8/17/1992); NMPA Rule 92-8 (filed 8/17/92) all replaced by 16.48.5 NMAC, Fees, effective 03/07/08.
16.48.5 NMAC, Fees (filed 03/07/08) was replaced by 16.48.5 NMAC, Fees, effective 9/24/2008.