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HOUSE BILL 30

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

INTRODUCED BY

Eliseo Lee Alcon and Candace Gould and Debra M. Sariñana and
Harry Garcia

FOR THE MILITARY AND VETERANS' AFFAIRS COMMITTEE

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 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

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1 performing medical procedures in a public school shall hold a
2 valid license or certificate from the department authorizing
3 the person to perform that function. This subsection does not
4 apply to a person performing the functions of a practice
5 teacher or teaching intern as defined by the department.

6 B. Except as provided in Subsection C of this
7 section, the department shall charge a reasonable fee for each
8 application for or the renewal of a license or certificate.
9 The application fee may be waived if the applicant meets a
10 standard of indigency established by the department.

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

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

23 [~~D-~~] E. Each licensed school employee shall:

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

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

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

6 (4) furnish reports as required.

7 F. As used in this section:

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

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

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

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

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

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1 the national guard."

2 SECTION 2. Section 22-10A-12.1 NMSA 1978 (being Laws
3 2018, Chapter 8, Section 1) is amended to read:

4 "22-10A-12.1. EXPEDITED LICENSURE--MILITARY SERVICE
5 MEMBERS [~~AND~~], SPOUSES AND DEPENDENTS--WAIVER OF FEES--
6 VETERANS.--

7 A. The department shall, [~~as soon as practicable~~]
8 no later than thirty days after a military service member [~~the~~
9 ~~spouse of a military service member~~] or a veteran with a valid
10 and current or an expired license from another jurisdiction
11 files an application, and provides all of the documents
12 required for the application, for a license:

- 13 (1) process the application; and
 - 14 (2) issue a license to a qualified applicant
- 15 who submits satisfactory evidence that demonstrates the
16 required competencies and meets other requirements and
17 qualifications for the license for which the teacher applies,
18 including clearance of the required background check. The
19 local superintendent may require a mentorship period for the
20 licensee if the local superintendent deems it necessary. A
21 teacher who holds an out-of-state license may apply for a lower
22 level license if the teacher does not meet the requirements for
23 the higher level.

24 B. A license issued pursuant to this section shall
25 not be renewed unless the license holder satisfies the

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1 requirements for the issuance and the renewal of the license
2 for which the teacher applies. Upon the issuance of a license
3 pursuant to this section, the department shall notify the
4 license holder of the requirements for renewing the license in
5 writing.

6 C. A military service member or a veteran who is
7 issued a license pursuant to this section shall not be charged
8 a licensing fee for the first three years a license issued
9 pursuant to this section is valid.

10 [~~G.~~] D. A license issued pursuant to this section
11 to an applicant with an expired license shall not be valid for
12 more than one year.

13 [~~D.~~] E. As used in this section:

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

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

19 [~~and~~]

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

24 (c) the child of a person who is serving
25 in the armed forces of the United States or in an active

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1 reserve component of the armed forces of the United States,
2 including the national guard; provided that child is also a
3 dependent of that person for federal income tax purposes; and

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

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

11 "61-1-3. OPPORTUNITY FOR LICENSEE OR APPLICANT TO HAVE
12 HEARING.--Every licensee or applicant shall be afforded notice
13 and an opportunity to be heard before the board has authority
14 to take any action ~~[which]~~ that would result in:

15 A. denial of permission to take an examination for
16 licensing for which application has been properly made as
17 required by board rule;

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

20 C. denial of a license for which application has
21 been properly made as required by board rule on the basis of
22 reciprocity or endorsement or acceptance of a national
23 certificate of qualification;

24 D. withholding the renewal of a license for any
25 cause other than:

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1 (1) failure to pay ~~[the]~~ any required renewal
2 fee;

3 (2) failure to meet continuing education
4 requirements; or

5 (3) issuance of a temporary license extension
6 if authorized by statute;

7 E. suspension of a license;

8 F. revocation of a license;

9 G. restrictions or limitations on the scope of a
10 practice;

11 H. the requirement that the applicant complete a
12 program of remedial education or treatment;

13 I. monitoring of the practice by a supervisor
14 approved by the board;

15 J. the censure or reprimand of the licensee or
16 applicant;

17 K. compliance with conditions of probation or
18 suspension for a specific period of time;

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

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

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

25 SECTION 4. Section 61-1-31.1 NMSA 1978 (being Laws 2016,

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1 Chapter 19, Section 1) is amended to read:

2 "61-1-31.1. EXPEDITED LICENSURE--ISSUANCE.--

3 A. A state agency, board or commission that issues
4 an occupational or professional license pursuant to Chapter 61,
5 Articles 2 through 14E, 24, 24A and 31 NMSA 1978 shall, as soon
6 as practicable after a person files an application for a
7 license accompanied by [~~the~~] any required fees:

8 (1) process the application; and

9 (2) issue a license to a qualified applicant
10 who submits satisfactory evidence that the applicant:

11 (a) holds a license that is current and
12 in good standing issued by another jurisdiction in the United
13 States that has met the minimal licensing requirements that are
14 substantially equivalent to the licensing requirements for the
15 occupational or professional license the applicant applies for
16 pursuant to Chapter 61, Articles 2 through 14E, 24, 24A and 31
17 NMSA 1978; and

18 (b) has provided fingerprints and other
19 information necessary for a state and national criminal
20 background check, if required.

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

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

2 "61-1-34. EXPEDITED LICENSURE--MILITARY SERVICE MEMBERS,
3 [~~AND~~] SPOUSES AND DEPENDENTS--WAIVER OF FEES--VETERANS.--

4 A. A state agency, board or commission that issues
5 an occupational or professional license pursuant to Chapter 61
6 [~~Articles 2 through 34~~] NMSA 1978 shall, [~~as soon as~~
7 ~~practicable~~] no later than thirty days after a military service
8 member [~~the spouse of a military service member~~] or [~~a recent~~]
9 veteran files an application, and provides all of the documents
10 required for the application, for a license accompanied by the
11 required fees:

12 (1) process the application; and

13 (2) issue a license to a qualified applicant
14 who submits satisfactory evidence that the applicant holds a
15 license that is current and in good standing, issued by another
16 jurisdiction, including a branch of the armed forces of the
17 United States, [~~that~~] and has met [~~the~~] minimal licensing
18 requirements that are substantially equivalent to the licensing
19 requirements for the occupational or professional license that
20 the applicant applies for pursuant to Chapter 61 [~~Articles 2~~
21 ~~through 34~~] NMSA 1978.

22 B. A license issued pursuant to this section is not
23 a provisional license and [~~must~~] shall confer the same rights,
24 privileges and responsibilities as a license issued pursuant to
25 Chapter 61 [~~Articles 2 through 34~~] NMSA 1978.

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1 C. A license issued pursuant to this section shall
2 not be renewed unless the license holder satisfies the
3 requirements for the issuance and ~~[for]~~ the renewal of a
4 license pursuant to Chapter 61 ~~[Articles 2 through 34]~~ NMSA
5 1978. Upon the issuance of a license pursuant to this section,
6 the issuing state agency, board or commission shall notify the
7 license holder of the requirements for renewing the license in
8 writing.

9 ~~[D. A state agency, board or commission that issues~~
10 ~~a license pursuant to Chapter 61 NMSA 1978 shall establish~~
11 ~~procedures necessary to implement this section by July 1, 2013,~~
12 ~~including rules for the renewal of licenses pursuant to~~
13 ~~Subsection C of this section.~~

14 ~~E. This section applies only to an application for~~
15 ~~an occupational or professional license pursuant to Chapter 61~~
16 ~~NMSA 1978 filed on or after July 1, 2013.]~~

17 D. Notwithstanding the provisions of Subsection A
18 of this section, a military service member or a veteran who is
19 issued a license pursuant to this section shall not be charged
20 a licensing fee for the first three years a license issued
21 pursuant to this section is valid.

22 ~~[F.]~~ E. As used in this section:

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

25 (a) serving in the armed forces of the

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1 United States or in an active reserve component of the armed
2 forces of the United States, including the national guard; [and

3 ~~(2) "recent veteran" means a person who has~~
4 ~~received an honorable discharge or separation from military~~
5 ~~service within the two years immediately preceding the date the~~
6 ~~person applied for an occupational or professional license~~
7 ~~pursuant to this section]~~

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

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

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

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

24 "61-2-11. LICENSE FEES--LICENSURE UNDER PRIOR LAW.--

25 A. The board shall set fees for the following by

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1 rule:

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

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

6 (3) except as provided in Section 61-1-34 NMSA
7 1978, licensure fee in an amount not to exceed four hundred
8 dollars (\$400); and

9 (4) issuance fee for pharmaceutical
10 certification in an amount not to exceed one hundred dollars
11 (\$100).

12 B. A person licensed as an optometrist under any
13 prior laws of this state, whose license is valid on April 3,
14 1973, shall be held to be licensed under the provisions of the
15 Optometry Act and shall be entitled to the annual renewal of
16 [~~his~~] the person's license as provided in that act.

17 C. Prior to engaging in the active practice of
18 optometry in this state, a licensee shall furnish the board
19 evidence that [~~he~~] the licensee holds a registration number
20 with the taxation and revenue department and has completed, as
21 a condition of licensure by endorsement, the continuing
22 education requirements as set by the rules of the board."

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

25 "61-2-12. LICENSE--DISPLAY--RENEWAL--RETIREMENT--

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1 RESUMPTION OF PRACTICE.--

2 A. A person to whom a license as an optometrist has
3 been issued shall display the license in a conspicuous place in
4 the licensee's principal office or place of business.

5 B. A license shall be renewed annually on or before
6 July 1. Except as provided in Section 61-1-34 NMSA 1978, the
7 licensee shall pay to the secretary-treasurer of the board the
8 required fees. The board shall promulgate rules establishing
9 additional requirements and procedures for renewal of a
10 license. It shall also promulgate rules establishing a fee
11 schedule for renewal of a license, but a specific fee shall not
12 exceed five hundred dollars (\$500).

13 C. Failure to renew a license pursuant to this
14 section terminates the optometrist's authority to practice
15 optometry, and the former licensee shall fulfill all current
16 requirements for licensing and therapeutic drug certification
17 if application for licensing or certification is made after
18 termination.

19 D. An optometrist who intends to retire from the
20 practice of optometry shall notify the board in writing before
21 the expiration of [~~his~~] the optometrist's license, and the
22 secretary-treasurer of the board shall acknowledge the receipt
23 of the notice and record it. If within a period of five years
24 from the year of retirement the optometrist desires to resume
25 practice, [~~he~~] the optometrist shall notify the board in

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1 writing, and, upon giving proof of completing refresher courses
2 prescribed by rules of the board and the payment of any
3 required fees, [~~his~~] the license shall be restored to [~~him~~] the
4 optometrist in full effect.

5 E. Before engaging in the practice of optometry, a
6 licensed optometrist shall notify the secretary-treasurer of
7 the board in writing of the address at which [~~he~~] the
8 optometrist intends to begin practice and subsequently of [~~any~~]
9 changes in [~~his~~] the optometrist's business address or
10 location. Notices the board is required to give a licensee
11 shall legally have been given when delivered to the latest
12 address furnished by the licensee to the board."

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

15 "61-3-16. FEES FOR LICENSURE AS A REGISTERED [~~NURSES~~]
16 NURSE.--[~~Applicants~~] Except as provided in Section 61-1-34 NMSA
17 1978, an applicant for licensure as a registered [~~nurses~~] nurse
18 shall pay the following nonrefundable fees:

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

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

24 C. for licensure by examination when the
25 examination is other than the first examination, a fee not to

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1 exceed sixty dollars (\$60.00); and

2 D. for initial licensure as a certified nurse
3 practitioner, certified registered nurse anesthetist or
4 clinical nurse specialist, a fee not to exceed one hundred
5 dollars (\$100). This fee shall be in addition to the fee paid
6 for registered nurse licensure."

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

9 "61-3-22. FEES FOR LICENSURE AS A LICENSED PRACTICAL
10 ~~[NURSES]~~ NURSE.--~~[Applicants]~~ Except as provided in Section
11 61-1-34 NMSA 1978, an applicant for licensure as a licensed
12 practical ~~[nurses]~~ nurse shall pay the following nonrefundable
13 fees:

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

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

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

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

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

25 A. Any person licensed pursuant to the provisions

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1 of the Nursing Practice Act who intends to continue practice
2 shall renew the license every two years by the end of the
3 applicant's renewal month and shall show proof of continuing
4 education as required by the board except when on active
5 military duty during a military action.

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

10 C. Upon receipt of the application and any required
11 fee, the board shall verify the licensee's eligibility for
12 continued licensure and issue to the applicant a renewal
13 license for two years.

14 D. A person who allows a license to lapse shall be
15 reinstated by the board on payment of [~~the~~] any required fee
16 for the current two years plus a reinstatement fee not to
17 exceed two hundred dollars (\$200), provided that all other
18 requirements are met."

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

21 "61-4-4. APPLICATION REQUIREMENTS--EVALUATION.--

22 A. Each applicant for a license to practice
23 chiropractic shall:

24 (1) make application on forms furnished by the
25 board;

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

11 (3) pay in advance to the board fees:

12 (a) for examination; and

13 (b) except as provided in Section
14 61-1-34 NMSA 1978, for issuance of a license.

15 B. In evaluating an application, the board may use
16 the services of a professional background information service
17 that compiles background information regarding applicants from
18 multiple sources.

19 C. Each applicant for inclusion in the advanced
20 practice chiropractic certification registry shall furnish
21 materials and proof of education and training as established by
22 rule of the board."

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

25 "61-4-13. ANNUAL RENEWAL OF LICENSE--FEE--NOTICE.--

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1 A. ~~[Any]~~ Except as provided in Section 61-1-34 NMSA
2 1978, a person licensed to practice chiropractic in this state
3 shall, on or before July 1 of each year, pay to the board an
4 annual fee set by regulation and shall submit proof of
5 completion of continuing education requirements as required by
6 the board. The board shall send written notice to every person
7 holding a license prior to June 1 of each year, directed to the
8 last known address of the licensee, notifying ~~[him]~~ the
9 licensee that it is necessary ~~[for him]~~ to pay the renewal fee
10 as provided in the Chiropractic Physician Practice Act. Proper
11 forms shall accompany the notice, upon which forms the licensee
12 shall make application for the renewal of ~~[his]~~ the license.
13 The licensee is responsible for renewal of the license even if
14 the licensee does not receive the renewal notice.

15 B. The board shall establish a schedule of
16 reasonable fees for applications, licenses, renewals, placement
17 or inactive status and administrative fees."

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

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

	Dentists	Dental Hygienists
23		
24	A. licensure by examination	\$1,500 \$1,000
25	B. licensure by credential	\$3,000 \$1,500

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1	C. specialty license by		
2	examination	\$1,500	
3	D. specialty license by		
4	credential	\$3,000	
5	E. temporary license		
6	48 hours	\$ 50	\$ 50
7	six months	\$ 300	\$ 200
8	12 months	\$ 450	\$ 300
9	F. application for		
10	certification in local		
11	anesthesia		\$ 40
12	G. examination in local		
13	anesthesia		\$ 150
14	H. triennial license renewal	\$ 600	\$ 450
15	I. late renewal	\$ 100	\$ 100
16	J. reinstatement of license	\$ 450	\$ 300
17	K. administrative fees	\$ 300	\$ 300
18	L. impaired dentist or		
19	dental hygienist	\$ 150	\$ 75
20	M. assistant, expanded-function		
21	dental auxiliary or		
22	community dental health		
23	coordinator certificate		\$ 100
24	N. application for certification for		
25	collaborative practice		\$ 150

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- 1 O. annual renewal for
2 collaborative practice \$ 50
3 P. application for inactive
4 status \$ 50 \$ 50
5 Q. triennial renewal of
6 inactive license \$ 90 \$ 90
7 Non-dentist Owners
8 R. non-dentist owners license (initial) \$ 300
9 S. non-dentist owners license triennial renewal \$ 150
10 Dental Therapists
11 T. dental therapist license (initial) \$1,000
12 U. dental therapist license triennial renewal \$ 300."

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

15 "61-6-10.3. LICENSURE--REGISTRATION--ANESTHESIOLOGIST
16 ASSISTANT--SCOPE OF AUTHORITY.--

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

19 B. A person shall not perform, attempt to perform
20 or hold [~~himself~~] the person's own self out as an
21 anesthesiologist assistant until [~~he~~] the person is licensed by
22 the board as an anesthesiologist assistant and has registered
23 [~~his~~] the anesthesiologist assistant's supervising licensed
24 anesthesiologist in accordance with board regulations.

25 C. An anesthesiologist assistant may assist the

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1 supervising anesthesiologist in developing and implementing an
2 anesthesia care plan for a patient. In providing assistance to
3 the supervising anesthesiologist, an anesthesiologist assistant
4 may do any of the following:

5 (1) obtain a comprehensive patient history and
6 perform a physical exam and present the history and exam
7 findings to the supervising anesthesiologist who ~~[must]~~ shall
8 conduct a pre-anesthetic interview and evaluation;

9 (2) pretest and calibrate anesthesia delivery
10 systems;

11 (3) monitor, obtain and interpret information
12 from anesthesia delivery systems and anesthesia monitoring
13 equipment;

14 (4) assist the supervising anesthesiologist
15 with the implementation of medically accepted monitoring
16 techniques;

17 (5) establish basic and advanced airway
18 interventions, including intubation of the trachea and
19 performing ventilatory support;

20 (6) administer intermittent vasoactive drugs;

21 (7) start and adjust vasoactive infusions;

22 (8) administer anesthetic drugs, adjuvant
23 drugs and accessory drugs;

24 (9) assist the supervising anesthesiologist
25 with the performance of epidural anesthetic procedures and

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1 spinal anesthetic procedures;

2 (10) administer blood, blood products and
3 supportive fluids;

4 (11) participate in administrative activities
5 and clinical teaching activities;

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

9 (13) provide assistance to cardiopulmonary
10 resuscitation teams in response to life-threatening situations.

11 D. An applicant shall complete an application form
12 provided by the board and shall submit the completed form [~~with~~
13 ~~the~~] and, except as provided in Section 61-1-34 NMSA 1978, the
14 application fee to the board."

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

17 "61-6-10.5. FEES.--Except as provided in Section 61-1-34
18 NMSA 1978, the following fees shall be submitted as appropriate
19 to the board:

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

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

25 C. a late fee not to exceed twenty-five dollars

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1 (\$25.00), if the anesthesiologist assistant fails to renew
2 [~~his~~] the license by July 1 of [~~his~~] the renewal year; and

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

6 SECTION 16. Section 61-6-19 NMSA 1978 (being Laws 1989,
7 Chapter 269, Section 15, as amended) is amended to read:

8 "61-6-19. FEES.--

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

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

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

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

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

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

25 (6) a late fee not to exceed two hundred

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1 dollars (\$200) for physicians who renew their licenses between
2 forty-six and ninety days after the required renewal date;

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

6 (8) a reasonable administrative fee for
7 verification and duplication of license or registration and
8 copying of records;

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

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

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

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

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

20 (14) an application fee not to exceed one
21 hundred fifty dollars (\$150) for physician assistants applying
22 for initial licensure;

23 (15) a licensure fee not to exceed one hundred
24 fifty dollars (\$150) for physician assistants biennial license
25 renewal and registration of supervising or collaborating

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1 licensed physician;

2 (16) a late fee not to exceed fifty dollars
3 (\$50.00) for physician assistants who renew their licensure
4 within forty-five days after the required renewal date;

5 (17) a late fee not to exceed seventy-five
6 dollars (\$75.00) for physician assistants who renew their
7 licensure between forty-six and ninety days after the required
8 renewal date;

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

12 (19) a fee not to exceed three hundred dollars
13 (\$300) annually for a physician supervising a clinical
14 pharmacist;

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

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

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

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

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

5 "61-6A-9. FEES.--Except as provided in Section 61-1-34
6 NMSA 1978, the board shall establish a schedule of reasonable
7 administrative and licensing fees, but an individual fee shall
8 not exceed four hundred dollars (\$400)."

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

11 "61-6B-5. REQUIREMENTS FOR LICENSING.--

12 A. The board shall grant a license to engage in the
13 practice of polysomnography to a person who has submitted to
14 the board:

15 (1) a completed application for licensing on
16 the form provided by the board;

17 (2) required documentation as determined by
18 the board;

19 (3) except as provided in Section 61-1-34 NMSA
20 1978, the required fees;

21 (4) an affidavit stating that the applicant
22 has not been found guilty of unprofessional conduct or
23 incompetence;

24 (5) satisfactory documentation of either:
25 (a) graduation from a polysomnographic

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1 educational program that is accredited by the commission on
2 accreditation of allied health education programs;

3 (b) graduation from a respiratory care
4 educational program that is accredited by the commission on
5 accreditation of allied health education programs and
6 completion of the curriculum for a polysomnography certificate
7 established and accredited by the committee on accreditation
8 for respiratory care of the commission on accreditation of
9 allied health education programs;

10 (c) graduation from an
11 electroneurodiagnostic technologist educational program with a
12 polysomnographic technology track that is accredited by the
13 commission on accreditation of allied health education
14 programs; or

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

24 (6) satisfactory documentation of having:

25 (a) passed the national certifying

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1 examination given by the board of registered polysomnographic
2 technologists or having passed a national certifying
3 examination equivalent to the board of registered
4 polysomnographic technologists' examination as determined by a
5 rule adopted by the New Mexico medical board;

6 (b) been credentialed by the board of
7 registered polysomnographic technologists or by another
8 national entity equivalent to the board of polysomnographic
9 technologists as determined by rule adopted by the New Mexico
10 medical board;

11 (c) met any additional educational or
12 clinical requirements established by the board pursuant to
13 rule; and

14 (d) met all other requirements of the
15 Polysomnography Practice Act.

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

22 C. The board may require:

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

25 (2) fingerprints and other information

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1 necessary for a state and national criminal background check."

2 SECTION 19. Section 61-6B-7 NMSA 1978 (being Laws 2008,
3 Chapter 54, Section 7) is amended to read:

4 "61-6B-7. LICENSE--CONTENTS--DISPLAY--FEES.--

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

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

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

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

24 E. Except as provided in Section 61-1-34 NMSA 1978,
25 the board shall establish license and administrative fees, but

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1 no individual fee shall exceed five hundred dollars (\$500)."

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

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

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

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

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

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

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

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

19 "61-8-10. LICENSE FEES--LICENSURE UNDER PRIOR LAW--
20 RENEWAL.--

21 A. Except as provided in Section 61-1-34 NMSA 1978,
22 an applicant for licensure as a podiatrist shall pay the
23 following fees:

24 (1) for licensure by examination:

25 (a) an examination fee equal to the cost

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1 of purchasing the examination, plus an administration fee not
2 to exceed fifty percent of the examination fee; and

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

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

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

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

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

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

23 B. If any licensee permits ~~his~~ the licensee's
24 license to lapse for a period of three full years, the license
25 shall automatically be canceled and shall not be reinstated.

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

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

10 ~~[E. Any person licensed as a podiatrist under the~~
11 ~~provisions of any prior laws of New Mexico, whose license is~~
12 ~~valid on the effective date of the Podiatry Act, shall be held~~
13 ~~to be licensed under the provisions of the Podiatry Act and~~
14 ~~shall be entitled to the renewal of his current license.]"~~

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

17 "61-9-7. FEES--LICENSE RENEWAL.--

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

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

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1 C. The board may establish a method to provide for
2 staggered biennial terms. The board may authorize license
3 renewal for one year to establish the renewal cycle.

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

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

22 "61-9-11. LICENSURE--EXAMINATION.--

23 A. The board shall issue a license as a
24 psychologist to an applicant who files an application upon a
25 form and in such manner as the board prescribes [~~accompanied by~~

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1 the] and, except as provided in Section 61-1-34 NMSA 1978, pays
2 any fee required by the Professional Psychologist Act, and who
3 furnishes evidence satisfactory to the board that the
4 applicant:

5 (1) has reached the age of majority;

6 (2) is of good moral character;

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

10 (4) is a graduate of:

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

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

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1 (5) has had at least two years of supervised
2 experience in psychological work of a type satisfactory to the
3 board; provided that:

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

9 (b) up to one year of the supervised
10 experience may be obtained in a predoctoral internship approved
11 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 psychology
22 promulgated by the association of state and provincial
23 psychology boards with a total raw score of 140 (seventy
24 percent), before January 1, 1993 or, if after January 1, 1993,
25 a score equal to or greater than the passing score recommended

1 by the association of state and provincial psychology boards;

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

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

7 B. Upon investigation of the application and other
8 evidence submitted, including a criminal background check, the
9 board shall, not less than thirty days prior to the
10 examination, notify each applicant that the application and
11 evidence submitted for licensure are satisfactory and accepted
12 or unsatisfactory and rejected. If rejected, the notice shall
13 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 payment
21 of the fee required by the Professional Psychologist Act.

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

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

3 "61-9-11.1. PSYCHOLOGIST ASSOCIATES--LICENSURE--
4 EXAMINATION.--

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

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

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

18 (3) demonstrates professional competence by
19 passing the examination for professional practice in psychology
20 promulgated by the association of state and provincial
21 psychology boards with a score equivalent to or greater than
22 the statistical mean as reported by the association of state
23 and provincial psychology boards for all master's-level
24 candidates taking the examination on that occasion;

25 (4) demonstrates awareness and knowledge of

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1 New Mexico cultures as determined by the board; and

2 (5) passes such jurisprudence examination as
3 may be given by the board through an [~~on-line~~] online testing
4 and scoring mechanism.

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

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

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

19 E. The board shall keep a record of all
20 examinations, and the grade assigned to each, as part of its
21 records for at least two years subsequent to the date of
22 examination.

23 F. The board may adopt reasonable rules and
24 regulations classifying areas and conditions of practice
25 permissible for psychologist associates."

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

3 "61-9A-9. BOARD--POWERS AND DUTIES.--

4 A. The board may:

5 (1) adopt in accordance with the Uniform
6 Licensing Act and file in accordance with the State Rules Act
7 rules necessary to carry out the provisions of the Counseling
8 and Therapy Practice Act;

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

11 (3) establish the passing scores for
12 examinations;

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

15 (5) censure, reprimand or place a licensee or
16 registrant on probation;

17 (6) require and establish criteria for
18 continuing education;

19 (7) establish by rule procedures for receiving,
20 investigating and resolving complaints;

21 (8) approve appropriate supervision and
22 postgraduate experience for persons seeking licensure or
23 registration;

24 (9) provide for the issuance of licenses;

25 (10) determine eligibility of individuals for

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1 licensure or registration;

2 (11) set fees for administrative services
3 [~~licenses~~] and registration, as authorized by the Counseling
4 and Therapy Practice Act, and authorize all disbursements
5 necessary to carry out the provisions of that act;

6 (12) except as provided in Section 61-1-34 NMSA
7 1978, set fees for licenses, as authorized by the Counseling
8 and Therapy Practice Act, and authorize all disbursements
9 necessary to carry out the provisions of that act;

10 [~~(12)~~] (13) establish criteria for supervision
11 and supervisory requirements;

12 [~~(13)~~] (14) establish a code of ethics; and

13 [~~(14)~~] (15) establish committees.

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

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

23 (2) review license applications and recommend
24 approval or disapproval;

25 (3) develop criteria for supervision; and

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1 (4) recommend rules.

2 C. Members of the standards committees or other
3 committees may be reimbursed as provided in the Per Diem and
4 Mileage Act, but shall receive no other compensation,
5 perquisite or allowance."

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

8 "61-9A-11. PROFESSIONAL CLINICAL MENTAL HEALTH
9 COUNSELOR--REQUIREMENTS FOR LICENSURE.--The board shall issue a
10 license as a professional clinical mental health counselor to
11 any person who files a completed application [~~accompanied by~~
12 ~~the~~] and, except as provided in Section 61-1-34 NMSA 1978, pays
13 any required fees and who submits satisfactory evidence that
14 the applicant:

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

16 B. holds a master's or doctoral degree in a
17 counseling or counseling-related field, as defined by rule,
18 from an accredited institution. The applicant [~~must~~] shall
19 have a master's degree and a total of no less than forty-eight
20 graduate semester hours or seventy-two quarter hours in the
21 mental health clinical core curriculum;

22 C. demonstrates professional competency by passing
23 the required examination as prescribed by the board;

24 D. has a minimum of two years of professional
25 clinical counseling experience, including at least three

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1 thousand clinical contact hours and at least one hundred hours
2 of face-to-face supervision. One thousand client clinical
3 contact hours may be submitted from the applicant's internship
4 or practicum; and

5 E. is of good moral character with conduct consistent
6 with the code of ethics."

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

9 "61-10-6.1. FEES.--Except as provided in Section 61-1-34
10 NMSA 1978, the board shall charge the following fees; provided
11 that all fees are nonrefundable and, except for those fees
12 collected pursuant to Paragraph (10) of Subsection A of this
13 section, shall be used by the board to carry out its duties:

14 A. pertaining to osteopathic physicians:

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

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

20 (3) a fee not to exceed seventy-five dollars
21 (\$75.00) for placing an osteopathic physician license on
22 inactive status;

23 (4) a late fee not to exceed:

24 (a) two hundred dollars (\$200) for
25 osteopathic physicians who fail to renew their licenses on or

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1 before July 1 of the year in which their triennial licenses are
2 due for renewal but who renew on or before September 29 of that
3 year; and

4 (b) four hundred dollars (\$400) for
5 osteopathic physicians who renew their licenses after September
6 29;

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

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

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

14 (8) an osteopathic physician telemedicine
15 triennial license fee not to exceed four hundred dollars
16 (\$400);

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

19 (10) a fee of one hundred dollars (\$100) to
20 accompany fees for application for and renewal of osteopathic
21 physician licensure for deposit in the osteopathic physician
22 excellence fund pursuant to Section [~~3 of this 2019 act~~]
23 21-22D-13 NMSA 1978;

24 B. pertaining to osteopathic physician assistants:

25 (1) a biennial license fee not to exceed four

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1 hundred fifty dollars (\$450);

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

5 (3) a late fee not to exceed twenty-five dollars
6 (\$25.00) for osteopathic physician assistants who fail to renew
7 their licenses on or before July 1 of the year in which their
8 biennial licenses are due for renewal;

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

11 (5) a fee for an osteopathic physician assistant
12 license on inactive status not to exceed seventy-five dollars
13 (\$75.00); and

14 C. pertaining to osteopathic physician and
15 osteopathic physician assistant licensees or applicants:

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

20 (2) a reasonable administrative fee that the
21 board establishes by rule for verification of license,
22 publications and copying charges."

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

25 "61-11-12. LICENSE FEES.--

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

5 (1) for initial licensure as a pharmacist, a fee
6 set by the board not to exceed four hundred dollars (\$400);
7 provided that if the applicant fails a portion of an
8 examination, reexamination is subject to the same fee as the
9 first examination;

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

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

14 B. The board shall issue a license or registration to
15 each successful applicant and enter [~~his~~] the successful
16 applicant's name and pertinent information in the registry
17 maintained by the board.

18 C. Every registration or license shall have the seal
19 of the board affixed and be signed by the board [~~chairman~~]
20 chair."

21 **SECTION 29.** Section 61-11-13 NMSA 1978 (being Laws 1969,
22 Chapter 29, Section 12, as amended) is amended to read:

23 "61-11-13. RENEWAL--REVOCATION.--

24 A. The renewal date for each licensee shall be the
25 last day of the licensee's birth month, as set by rule of the

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

13 B. A pharmacist ceasing to be engaged in the practice
14 of pharmacy for such period as the board determines, but not
15 less than twelve months, is deemed to be inactive and shall
16 have [~~his~~] the pharmacist's license renewal so marked. A
17 pharmacist having an inactive status shall not be reinstated to
18 active status without either an examination or the presentation
19 of evidence satisfactory to the board that [~~he~~] the pharmacist
20 has taken some form of internship or continuing education
21 relevant to the practice of pharmacy, or both, immediately
22 prior to [~~his~~] the pharmacist's application for reinstatement.
23 Pharmacists regularly engaged in teaching in an approved school
24 or college of pharmacy, servicing, manufacturing, inspecting or
25 other phases of the pharmaceutical profession are in active

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1 status for the purposes of this subsection.

2 C. Application for renewal of a pharmacist's license
3 shall be made on forms prescribed and furnished by the board
4 and shall indicate whether the renewal applied for will be an
5 active or inactive license. The application, together with the
6 renewal fee, shall be filed with the board.

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

11 E. An application for renewal of a certificate of
12 registration as a pharmacy technician or license as a
13 pharmacist intern shall be filed with the board on forms
14 prescribed and furnished by the board and shall be accompanied
15 by a renewal fee not to exceed twenty-five dollars (\$25.00) per
16 year."

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

19 "61-12A-18. FEES.--Except as provided in Section 61-1-34
20 NMSA 1978, the board shall establish a schedule of reasonable
21 fees, including an initial licensure fee, an annual renewal
22 fee, an examination fee, a late renewal fee and an inactive
23 status fee. The initial licensure fee is not refundable and
24 shall cover the cost of processing the application and shall
25 include, for successful applicants, the initial annual renewal

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1 fee. The board may impose reasonable administration and
2 duplicating fees or any penalties deemed appropriate."

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

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

6 A. Except as provided in Section 61-1-34 NMSA 1978,
7 the superintendent, in consultation with the board, shall by
8 rule establish a schedule of reasonable fees for licenses,
9 temporary permits and renewal of licenses for respiratory care
10 practitioners.

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

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

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

17 "61-12C-20. LICENSE FEES.--Except as provided in Section
18 61-1-34 NMSA 1978, the board shall establish by rule a schedule
19 of reasonable fees for applications, examinations, licenses,
20 registrations, inspections, renewals, penalties, reactivation
21 and necessary administrative fees, but no single fee shall
22 exceed five hundred dollars (\$500). All fees collected shall
23 be deposited in the massage therapy fund."

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

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1 "61-12D-7. FEES.--

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

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

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

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

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

17 (5) late fee, not to exceed five hundred dollars
18 (\$500).

19 B. The board may charge reasonable administration and
20 duplication fees."

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

23 "61-12F-8. LICENSE RENEWAL.--

24 A. The board shall review licenses for renewal
25 annually, and all licenses to be renewed shall be renewed on

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1 July 1. Applicants for license renewal shall submit:

2 (1) a renewal application on a form provided by
3 the board; and

4 (2) except as provided in Section 61-1-34 NMSA
5 1978, a license renewal fee.

6 B. The board may require proof of continuing
7 education or other proof of competence as a requirement for
8 renewal."

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

11 "61-12F-9. LICENSE FEES.--Except as provided in Section
12 61-1-34 NMSA 1978, the board shall establish a schedule of
13 reasonable administrative and licensing fees, but an individual
14 fee shall not exceed one thousand dollars (\$1,000)."

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

17 "61-12G-3. QUALIFICATIONS FOR LICENSURE.--The board shall
18 license an applicant who:

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

21 B. submits, in accordance with rules of the board,
22 the following items to the board:

23 (1) an application for licensure designed and
24 approved by the board and submitted in accordance with rules of
25 the board;

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

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

6 (4) evidence that the applicant has passed a
7 professional examination;

8 (5) evidence that the applicant has passed a
9 state jurisprudence examination that meets standards
10 established in rules of the board; and

11 (6) evidence of professional liability insurance
12 with policy limits not less than prescribed by the board;

13 C. is determined by the board, upon recommendation by
14 the council, to be physically and mentally capable of safely
15 practicing naturopathic medicine with or without reasonable
16 accommodation; and

17 D. has not had a license to practice naturopathic
18 medicine or other health care license registration or
19 certificate refused, revoked or suspended by any other
20 jurisdiction for reasons that relate to the applicant's ability
21 to skillfully and safely practice naturopathic medicine unless
22 that license, registration or certification has been restored
23 to good standing by that jurisdiction."

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

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1 "61-13-12. LICENSE AND RENEWAL FEES--BOARD
2 EXPENDITURES.--

3 A. Except as provided in Section 61-1-34 NMSA 1978,
4 the board shall require by appropriate rule or regulation that
5 applicants for licensure as nursing home administrators pay a
6 license fee in an amount set by the board not to exceed two
7 hundred fifty dollars (\$250) and an annual renewal fee in an
8 amount set by the board not to exceed two hundred dollars
9 (\$200).

10 B. The board shall deposit all fees received by the
11 board in a special fund maintained by the state treasurer for
12 use in defraying the expenses of administration of the Nursing
13 Home Administrators Act. ~~[All]~~ Any unexpended balance
14 remaining in the fund at the end of each fiscal year shall
15 remain to the credit of the board.

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

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

22 "61-14-8. APPLICATION FOR LICENSE.--

23 A. Any person desiring a license to practice
24 veterinary medicine in this state may make written application
25 to the board showing that ~~[he]~~ the person:

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- 1 (1) has reached the age of majority; and
- 2 (2) is a person of good moral character.

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

7 B. If the board finds that the applicant possesses
8 the proper qualifications, it shall admit [~~him~~] the applicant
9 to the next examination. If an applicant is found unqualified
10 to take the examination, the board shall immediately notify the
11 applicant in writing of its findings and the grounds for them."

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

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

15 A. All licenses, permits and registrations issued
16 pursuant to the Veterinary Practice Act may be renewed by
17 payment of the renewal fee, except as provided in Section
18 61-1-34 NMSA 1978, and submission of proof of completion of
19 continuing education requirements as established by regulation
20 of the board. Not later than thirty days prior to expiration,
21 the board shall mail a notice to each licensed veterinarian,
22 registered veterinary technician and holder of an artificial
23 insemination or pregnancy diagnosis permit that the license,
24 registration or permit will expire and provide a renewal
25 application form.

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1 B. Except as provided in Subsections C and D of this
2 section, a person may reinstate an expired license,
3 registration or permit, issued pursuant to the Veterinary
4 Practice Act, within five years of its expiration by making
5 application to the board for renewal and paying the current
6 renewal fee along with all delinquent renewal fees and late
7 fees. After five years have elapsed since the date of
8 expiration, a license, registration or permit may not be
9 renewed and the holder shall apply for a new license,
10 registration or permit and take the required examination.

11 C. A person shall not have the person's license,
12 issued pursuant to the Veterinary Practice Act, reinstated in
13 New Mexico if, during the time period in which the person's
14 license lapsed, the person's license in another state or
15 jurisdiction was suspended or revoked for reasons for which the
16 license would have been subject to suspension or revocation in
17 New Mexico.

18 D. A person who, during the time period in which the
19 person's license, issued pursuant to the Veterinary Practice
20 Act, lapsed, was subject to any disciplinary proceedings
21 resulting in action less than suspension or revocation in
22 another state or jurisdiction, may, at the discretion of the
23 board, have the person's license to practice in New Mexico
24 reinstated on a probationary status for up to two years. Upon
25 request by the applicant for reinstatement, the board shall

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1 determine under what circumstances the probationary status
2 shall be continued or removed or the application for
3 reinstatement denied.

4 E. The board may provide by regulation for waiver of
5 payment of any renewal fee of a licensed veterinarian during
6 any period when the veterinarian is on active duty with any
7 branch of the armed services of the United States for the
8 duration of a national emergency."

9 SECTION 40. Section 61-14A-16 NMSA 1978 (being Laws 1993,
10 Chapter 158, Section 24, as amended by Laws 2001, Chapter 263,
11 Section 1 and Laws 2001, Chapter 266, Section 2) is amended to
12 read:

13 "61-14A-16. FEES.--Except as provided in Section 61-1-34
14 NMSA 1978, the board shall establish a schedule of reasonable
15 nonrefundable fees not to exceed the following amounts:

- 16 A. application for licensing \$800;
- 17 B. application for reciprocal licensing 750;
- 18 C. application for temporary licensing 500;
- 19 D. examination, not including the cost of any
20 nationally recognized examination 700;
- 21 E. annual license renewal 400;
- 22 F. late license renewal 200;
- 23 G. expired license renewal 400;
- 24 H. temporary license renewal 100;
- 25 I. application for approval or renewal of approval of

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- 1 an educational program. 600;
- 2 J. late renewal of approval of an educational
- 3 program 200;
- 4 K. annual continuing education provider
- 5 registration. 200;
- 6 L. application for extended or expanded prescriptive
- 7 authority 500;
- 8 M. application for externship supervisor
- 9 registration. 500;
- 10 N. application for extern certification 500;

11 and

12 O. any and all fees to cover reasonable and necessary
13 administrative expenses."

14 SECTION 41. Section 61-14B-20 NMSA 1978 (being Laws
15 1996, Chapter 57, Section 20, as amended) is amended to read:

16 "61-14B-20. FEES.--Except as provided in Section 61-1-34
17 NMSA 1978, the board shall establish a schedule of reasonable
18 fees for applications, licenses, renewal of licenses, exams,
19 penalties and administrative fees. The license and license
20 renewal fees shall not exceed:

- 21 A. one hundred dollars (\$100) for clinical fellows
- 22 and apprentices in speech and language;
- 23 B. two hundred dollars (\$200) for audiologists or
- 24 speech-language pathologists;
- 25 C. six hundred dollars (\$600) for hearing aid

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1 dispensers;

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

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

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

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

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

11 I. reasonable administrative fees."

12 SECTION 42. Section 61-14D-14 NMSA 1978 (being Laws 1993,
13 Chapter 325, Section 14, as amended) is amended to read:

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

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

21 "61-14E-9. FEES FOR LICENSURE.--After the promulgation of
22 rules and regulations, except as provided in Section 61-1-34
23 NMSA 1978, the department shall charge and collect the
24 following fees:

25 A. an application fee not to exceed ten dollars

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1 (\$10.00);

2 B. an examination fee not to exceed one hundred fifty
3 dollars (\$150) to cover the costs the department incurs in
4 administering the initial examination required for limited
5 certification;

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

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

12 E. miscellaneous fees, such as for requests for
13 duplicate or replacement licenses, legal name change and
14 written verification, not to exceed twenty-five dollars
15 (\$25.00)."

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

18 "61-16-9. FEES.--Except as provided in Section 61-1-34
19 NMSA 1978, all applications shall be accompanied by the payment
20 in cash to the municipality or county [~~as the case may be~~] of
21 an amount equal to twenty-five dollars (\$25.00) for each day of
22 the proposed sale as its duration is shown by the application.
23 Such fees are to be returned to the applicant in the event the
24 application is denied, or a pro rata share [~~thereof~~] of the
25 fees shall be returned if the sale is voluntarily discontinued

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1 before its proposed duration has expired. No return of any
2 sums shall be made in the event [~~said~~] the sale is terminated
3 for any violation [~~hereof~~] of Chapter 61, Article 16 NMSA
4 1978."

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

7 "61-17A-16. FEES.--Except as provided in Section 61-1-34
8 NMSA 1978, the board may, by rule, establish initial license
9 and renewal fees not to exceed the following:

10	establishment license	\$200
11	school license	\$600
12	relocation of a school	\$300
13	cosmetologist license	\$100
14	barber license	\$100
15	hairstylist license	\$100
16	specialty license	\$100
17	instructor license	\$100
18	duplicate license	\$50.00
19	temporary license	\$25.00
20	administrative fee	\$100
21	limited license fee	\$100
22	licensure through reciprocity	\$200
23	transcript	\$50.00
24	examinations	\$100."

25 SECTION 46. Section 61-17B-5 NMSA 1978 (being Laws 2007,

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1 Chapter 181, Section 5, as amended) is amended to read:

2 "61-17B-5. LICENSE--APPLICATION--REVOCATION--SUSPENSION.--

3 A. A body artist shall obtain a body art license, and
4 an operator shall obtain a body art establishment license, the
5 requirements for which shall be defined by the board and shall
6 include the requirement that a body artist applicant demonstrate
7 that the body artist has the training and experience necessary
8 to perform body piercing, tattooing or scarification and the
9 requirement that a sanitary and sterile body art establishment
10 be maintained; provided that the board shall grant credit for
11 training and experience obtained from any source, whether
12 obtained within or outside the state, if the applicant
13 demonstrates that the training and experience received by the
14 applicant is equivalent to the training and experience required
15 pursuant to the Body Art Safe Practices Act.

16 B. An operator or body artist shall possess and post
17 in a conspicuous place a valid and unsuspended license issued by
18 the board in accordance with the Body Art Safe Practices Act and
19 the rules promulgated pursuant to that act. An operator or a
20 body artist shall not display a license unless it has been
21 issued to that operator or body artist by the board and has not
22 been suspended or revoked.

23 C. An operator or body artist shall apply to the board
24 for the issuance or renewal of a license annually and shall pay
25 license fees established by the board. The board shall set

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1 license fees, license renewal fees and late fees in amounts
2 necessary to administer the provisions of the Body Art Safe
3 Practices Act. If an operator or body artist fails to renew a
4 license for the next year, the license is void; provided that
5 the voided license may be restored at any time during the year
6 following the license's expiration upon the payment of the
7 appropriate license renewal fee and a late charge not to exceed
8 one hundred dollars (\$100) as set forth by board rules. If the
9 operator or body artist fails to restore a license within one
10 year following the license's expiration, the operator or body
11 artist may request restoration of the license pursuant to rules
12 promulgated by the board.

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

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

8 F. A current body art license or body art
9 establishment license shall not be transferable from one person
10 to another.

11 G. The following information shall be kept on the
12 premises of a body art establishment and shall be available for
13 inspection by the board:

- 14 (1) the full names of all employees in the
15 establishment and their exact duties;
- 16 (2) the board-issued license with identification
17 photograph for the operator and any body artists;
- 18 (3) the body art establishment name and hours of
19 operation;
- 20 (4) the name and address of the operator;
- 21 (5) a complete description of all body art
22 performed at the body art establishment;
- 23 (6) a list of all instruments, body jewelry,
24 sharps and inks used at the body art establishment, including
25 names of manufacturers and serial or lot numbers or invoices or

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1 other documentation sufficient to identify and locate the
2 manufacturer of those items; and

3 (7) a current copy of the Body Art Safe Practices
4 Act.

5 H. An operator shall notify the board in writing not
6 less than thirty days before changing the location of a body art
7 establishment. The notice shall include the street address of
8 the body art establishment's new location."

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

11 "61-18A-30. FEES.--Except as provided in Section 61-1-34
12 NMSA 1978, the director shall charge and collect the following
13 fees:

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

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

18 C. a duplicate license fee of fifteen dollars
19 (\$15.00);

20 D. a temporary license fee of thirty-five dollars
21 (\$35.00);

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

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

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1 G. a manager's license renewal fee of fifty dollars
2 (\$50.00);

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

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

8 J. a fee of two hundred dollars (\$200) per day or
9 fraction thereof for each examiner of the [~~financial~~
10 ~~institutions~~] division [~~of the regulation and licensing~~
11 ~~department~~] engaged in an examination or investigation of a
12 licensee, not to exceed five examiner-days per calendar year.
13 If the examination or investigation is an out-of-state
14 examination or investigation, the licensee shall reimburse the
15 [~~financial institutions~~] division the actual travel costs
16 incurred to perform the examination or investigation; and

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

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

21 "61-23-17. APPLICATION AND EXAMINATION FEES.--

22 A. All applicants for licensure pursuant to the
23 Engineering and Surveying Practice Act shall apply for
24 examination, licensure or certification on forms prescribed and
25 furnished by the board. Except as provided in Section 61-1-34

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1 NMSA 1978, applications shall be accompanied by the appropriate
2 fee, any sworn statements the board may require to show the
3 applicant's citizenship and education, a detailed summary of the
4 applicant's technical work and appropriate references.

5 B. All application, reapplication, examination and
6 reexamination fees shall be set by the board and shall not
7 exceed the actual cost of carrying out the provisions of the
8 Engineering and Surveying Practice Act. No fees shall be
9 refundable.

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

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

14 "61-23-20. ENGINEERING--LICENSURE AND RENEWAL FEES--
15 EXPIRATIONS.--

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

19 B. The board shall establish by rule a biennial fee
20 for professional engineers. Except as provided in Section
21 61-1-34 NMSA 1978, licensure renewal is accomplished upon
22 payment of the required fee and satisfactory completion of the
23 requirements of professional development.

24 C. The executive director of the board shall send a
25 renewal notice to each licensee's last known address. Notice

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1 shall be mailed at least one month in advance of the date of
2 expiration of the license.

3 D. Each licensee shall have the responsibility to
4 notify the board of any change of address within thirty days of
5 the change.

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

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

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

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1 "61-23-27.5. SURVEYING--APPLICATION AND EXAMINATION 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 and
5 furnished by the board. Except as provided in Section 61-1-34
6 NMSA 1978, applications shall be accompanied by the appropriate
7 fee, any sworn statements the board may require to show the
8 applicant's citizenship and education, a detailed summary of the
9 applicant's technical work and appropriate references.

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

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

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

20 "61-23-27.7. SURVEYING--LICENSURE AND RENEWAL FEES--
21 EXPIRATIONS.--

22 A. Licensure for surveyors shall be for a period of
23 two years as prescribed in the rules of procedure. Initial
24 certificates of licensure shall be issued to coincide with the
25 biennial period. Initial licenses shall be issued in accordance

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1 with the board's rules.

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

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

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

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

19 F. Every license shall automatically expire if not
20 renewed on or before December 31 of the applicable biennial
21 period. A delinquent licensee may renew a license by the
22 payment of twice the biennial renewal fee at any time before
23 March 1, but the delinquent licensee shall not practice during
24 this period. Should the licensee wish to renew an expired
25 license after the March 1 deadline has elapsed, the licensee

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1 shall submit a formal application as provided in Section
2 61-23-27.4 NMSA 1978. The board, in considering the
3 reapplication, need not question the applicant's qualifications
4 for licensure unless the qualifications have changed since the
5 license expired."

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

8 "61-24B-11. FEES.--Except as provided in Section 61-1-34
9 NMSA 1978, the board shall establish a schedule of reasonable
10 fees for applications, certificates of registration,
11 certificates as a landscape architect in training, temporary
12 permits, re-registration, inactive status and late registration
13 renewal as follows:

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

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

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

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

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

25 F. the late fee for registration renewal shall be set

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1 at an amount not to exceed twice the renewal fee."

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

4 "61-24C-10. LICENSE--ISSUANCE--RENEWAL--DENIAL, SUSPENSION
5 OR REVOCATION.--

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

13 B. Each original license shall authorize the holder to
14 use the title of and be known as a licensed interior designer
15 from the date of issuance to the next renewal date unless the
16 license is suspended or revoked.

17 C. All licenses shall expire annually and shall be
18 renewed by submitting a completed renewal application, and
19 except as provided in Section 61-1-34 NMSA 1978, accompanied by
20 the required fees.

21 D. A license may not be renewed until the licensee
22 submits satisfactory evidence to the board that, during the last
23 year, the licensee has participated in not less than eight hours
24 of continuing education approved by the board. The board shall
25 approve only continuing education that builds upon basic

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1 knowledge of interior design. The board may make exceptions
2 from the continuing education requirement in emergency or
3 hardship cases.

4 E. The holder of a license that has expired through
5 failure to renew may renew the license at any time within two
6 years from the date on which the license expired, upon approval
7 of the board.

8 F. The board may promulgate policies and procedures
9 providing for the establishment of an inactive status for
10 licensees temporarily not engaged in the practice of interior
11 design.

12 G. In accordance with the provisions of the Uniform
13 Licensing Act, the board may deny, refuse to renew, suspend or
14 revoke a license or impose probationary conditions when the
15 licensee has:

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

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

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

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

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1 (5) failed to comply with the provisions of the
2 Interior Designers Act or regulations adopted pursuant to that
3 act."

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

6 "61-24D-13. FEES.--In addition to any fees to cover
7 reasonable and necessary administrative expenses, the board
8 shall establish, charge and collect:

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

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

13 C. except as provided in Section 61-1-34 NMSA 1978, a
14 three-year license fee, no less than one thousand dollars
15 (\$1,000);

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

18 E. a reinstatement fee, not to exceed two hundred
19 dollars (\$200); and

20 F. a fee for each duplicate license issued because a
21 license is lost or destroyed, not to exceed fifty dollars
22 (\$50.00); provided that an affidavit attesting to the loss or
23 destruction of the license shall be required before issuance of
24 a duplicate license."

25 SECTION 55. Section 61-27B-20 NMSA 1978 (being Laws 2007,

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1 Chapter 115, Section 20) is amended to read:

2 "61-27B-20. FEES.--

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

6 (1) private investigator fees:

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

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

12 (c) initial private investigations manager
13 license fee or license renewal fee, not to exceed two hundred
14 dollars (\$200);

15 (2) private patrol operator fees:

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

18 (b) initial private patrol operator's license
19 fee or license renewal fee, not to exceed three hundred dollars
20 (\$300); and

21 (c) initial private patrol operations manager
22 license fee or license renewal fee, not to exceed two hundred
23 dollars (\$200);

24 (3) security guard fees:

25 (a) level one or level two security guard

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1 registration fee or registration renewal fee, not to exceed
2 fifty dollars (\$50.00); and

3 (b) level three security guard registration
4 fee or registration renewal fee, not to exceed seventy-five
5 dollars (\$75.00);

6 (4) polygraph examiners:

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

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

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

14 (5) other fees applying to private investigators,
15 private patrol operators and polygraph examiners:

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

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

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

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

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

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

3 "61-29-8. LICENSE FEES--DISPOSITION.--

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

7 (1) for each examination, a fee established by the
8 commission based on competitive bids for examination services
9 submitted to the commission in response to a commission request
10 for proposals, not to exceed ninety-five dollars (\$95.00);

11 (2) for each qualifying broker's license issued, a
12 fee not to exceed two hundred seventy dollars (\$270) and for
13 each renewal thereof, a fee not to exceed two hundred seventy
14 dollars (\$270);

15 (3) for each associate broker's license issued, a
16 fee not to exceed two hundred seventy dollars (\$270) and for
17 each renewal thereof, a fee not to exceed two hundred seventy
18 dollars (\$270);

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

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

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

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

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

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

10 (10) for each license reissued for an associate
11 broker because of change of address of the qualifying broker's
12 office or death of the qualifying broker when a successor
13 qualifying broker is replacing the decedent and the associate
14 broker remains in the office or because of a change of name of
15 the office or the entity of the qualifying broker, a fee in an
16 amount not to exceed twenty dollars (\$20.00) to be paid by the
17 qualifying broker or successor qualifying broker as the case may
18 be; but if there are eleven or more affected associate brokers
19 in the qualifying broker's office, the total fee paid to effect
20 reissuance of all of those licenses shall not exceed two hundred
21 dollars (\$200);

22 (11) for each application to the commission to
23 become an approved sponsor of prelicensing and continuing
24 education courses, a fee not to exceed five hundred dollars
25 (\$500) and for each renewal thereof, a fee not to exceed five

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1 hundred dollars (\$500);

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

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

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

13 C. The commission shall deposit all money received by
14 it from fees in accordance with the provisions of Chapter 61,
15 Article 29 NMSA 1978 with the state treasurer, who shall keep
16 that money in a separate fund to be known as the "real estate
17 commission fund", and money so deposited in that fund is
18 appropriated to the commission for the purpose of carrying out
19 the provisions of Section 61-29-4 NMSA 1978 or to maintain the
20 real estate recovery fund as required by the Real Estate
21 Recovery Fund Act and shall be paid out of the fund upon the
22 vouchers of the executive secretary of the commission or the
23 executive secretary's designee; provided that the total fees and
24 charges collected and paid into the state treasury and any money
25 so deposited shall be expended only for the purposes authorized

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1 by Chapter 61, Article 29 NMSA 1978."

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

4 "61-30-17. FEES.--

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

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

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

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

14 (4) an examination fee for general and residential
15 certification or license, two hundred dollars (\$200);

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

18 (6) a certificate renewal fee for residential
19 certification, or license renewal, four hundred fifty dollars
20 (\$450);

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

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

25 (9) for registration for temporary practice, two

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1 hundred dollars (\$200), and an additional extension fee may be
2 applied;

3 (10) for each duplicate registration, license or
4 certificate issued because a registration, license or
5 certificate is lost or destroyed and an affidavit as to its loss
6 or destruction is made and filed, fifty dollars (\$50.00); and

7 (11) fees to cover reasonable and necessary
8 administrative expenses.

9 B. The board shall establish the fee for appraisal
10 management company registration by rule to cover the cost of the
11 administration of the Appraisal Management Company Registration
12 Act, but in no case shall the fee be more than two thousand
13 dollars (\$2,000). Registration fees shall be credited to the
14 appraiser fund pursuant to Section 61-30-18 NMSA 1978."

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

17 "61-31-15. LICENSE FEES.--Except as provided in Section
18 61-1-34 NMSA 1978, applicants for licensure shall pay fees set
19 by the board, not to exceed:

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

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

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

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1 D. for initial licensure following an examination as a
2 licensed independent social worker, three hundred dollars
3 (\$300);

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

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

9 G. for licensure without examination, including a
10 provisional license, as a licensed master of social work, two
11 hundred fifty dollars (\$250);

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

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

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

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

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

23 M. for a duplicate license, twenty-five dollars
24 (\$25.00)."

25 **SECTION 59.** Section 61-32-23 NMSA 1978 (being Laws 1993,

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1 Chapter 204, Section 23, as amended) is amended to read:

2 "61-32-23. FEES AND FINES.--Except as provided in Section
3 61-1-34 NMSA 1978, the board shall establish by rule a schedule
4 of reasonable fees and fines for applications, examinations,
5 licenses, inspections, renewals, penalties, reinstatements and
6 necessary administrative fees. All fees collected shall be
7 deposited in accordance with Section 61-32-26 NMSA 1978. All
8 fines collected shall be deposited in the current school fund."

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

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

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

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

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

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

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

25 "61-36-5. LICENSE FEES--TERM--RENEWAL.--

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

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

C. The board shall renew licenses only upon receipt of
renewal of licensure fees and evidence of compliance with
continuing education requirements."

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