

This is an Amendment to 16.39.1 NMAC, Section 17 effective 3/12/2022.

16.39.1.17 STATUS OF LICENSURE:

~~A.~~ **A.** Intern Certification - a licensee's intern certification will automatically be superseded by the professional license and will not show as "active" on the roster.

~~A.] B.~~ **B.** Retired status - a licensee shall become eligible for retired status with a waiver of renewal fees after meeting all the following qualifications:

- (1) retired from active practice;
- (2) at least 60 years of age;
- (3) have been a licensee for a continuous period of 20 years, at least 10 of which must have been in New Mexico; ~~and]~~
- (4) the licensee has filed an application prescribed by the board for retired status prior to the expiration of the license;
- ~~(5) the licensee does not have any pending complaints;~~
- ~~(6) the licensee does not have any pending litigation; and~~
- ~~(7) the licensee has completed any imposed disciplinary actions.~~

~~B.] C.~~ **C.** Licensees shall request retired status by letter. In the event the licensee on retired status desires to return to practice, the licensee shall apply to the board, comply with the continuing professional development requirements; and if approved shall pay the appropriate fee.

~~C.] D.~~ **D.** Professional engineers and professional surveyors on "retired status" with the board may use the titles "engineer", "surveyor", "professional engineer", "professional surveyor", PE or PS after their names and shall add "(Ret.)" or "(Retired)" after such title.

~~D.] E.~~ **E.** Inactive status - a licensee shall become eligible for inactive status with a waiver of renewal fees and professional development requirements after meeting all the following qualifications:

- (1) the licensee is not engaged in the respective professions (engineering or surveying) which requires licensure in this jurisdiction;
- (2) the licensee has been a licensed professional engineer or surveyor in this jurisdiction for 10 consecutive years;
- (3) the licensee has filed an application prescribed by the board for inactive status prior to the expiration of the license;
- ~~(4) the licensee does not have any pending complaints;~~
- ~~(5) the licensee does not have any pending litigation; and~~
- ~~(6) the licensee has completed any imposed disciplinary actions.~~

~~E.] F.~~ **F.** In the event a licensee on inactive status desires to return to practice within six years of acquiring inactive status, the licensee shall make proper application to the board, comply with the continuing professional development requirements (a minimum of 30 PDHs) and if approved shall pay the appropriate fee.

~~F.] G.~~ **G.** An inactive licensee who has maintained inactive status in excess of six consecutive years may be readmitted to active practice of the profession only upon making proper application and completion of the requirements as prescribed by the board for reinstatement of a license. ~~[(In the event an inactive licensee does not maintain a current license in any jurisdiction for the six previous years prior to requesting active status, that person will be required to take the principles and practice of engineering (PE) examination or the principles and practice of surveying (PS) examination and the New Mexico surveying state specific exam.]~~

[16.39.1.17 NMAC - Rp, 16 NMAC 39.1.17, 1/1/2002; A, 7/1/2006; A, 7/1/2015; A, 12/28/2017; A, 3/12/2022]