

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 4 CHIROPRACTIC PRACTITIONERS
PART 2 TEMPORARY LICENSURE

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

[16.4.2.1 NMAC - Rp, 16.4.2.1 NMAC, 8/10/2019]

16.4.2.2 SCOPE: All applicants.

[16.4.2.2 NMAC - Rp, 16.4.2.2 NMAC, 8/10/2019]

16.4.2.3 STATUTORY AUTHORITY: These rules of practice and procedure govern the practice of chiropractic in New Mexico and are promulgated pursuant to and in accordance with the Chiropractic Physician Practice Act, Section 61-4-8 NMSA 1978.

[16.4.2.3 NMAC - Rp, 16.4.2.3 NMAC, 8/10/2019]

16.4.2.4 DURATION: Permanent.

[16.4.2.4 NMAC - Rp, 16.4.2.4 NMAC, 8/10/2019]

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

[16.4.2.5 NMAC - Rp, 16.4.2.5 NMAC, 8/10/2019]

16.4.2.6 OBJECTIVE: To provide requirements for the granting of a temporary license.

[16.4.2.6 NMAC - Rp, 16.4.2.6 NMAC, 8/10/2019]

16.4.2.7 DEFINITIONS: (Refer to 16.4.1 NMAC).

[16.4.2.7 NMAC - Rp, 16.4.2.7 NMAC, 8/10/2019]

16.4.2.8 [RESERVED]

[16.4.2.8 NMAC - Rp, 16.4.2.8 NMAC, 8/10/2019]

16.4.2.9 PROVISIONS FOR EMERGENCY LICENSURE:

A. Chiropractic physicians, currently licensed, actively practicing and in good standing and otherwise meeting the requirements for New Mexico licensure in a state in which a federal disaster has been declared, may be licensed in New Mexico during the four months or remainder of the current licensing year, whichever is greater, following the declared disaster at no cost upon satisfying the following requirements:

(1) receipt by the board of a completed application which has been signed and notarized and which is accompanied by proof of identity, which may include a copy of a driver's license, passport or other photo identification issued by a governmental entity;

(2) completion of all actions described in 16.4.4.8 NMAC.

B. The board may waive any or all of the aforementioned requirements for licensure except those contained in Subsection A of 16.4.4.8 NMAC.

C. The board may waive the specific forms required under 16.4.4.8 NMAC if the applicant is unable to obtain documentation from the federal declared disaster areas.

D. Nothing in this section shall constitute a waiver of the requirements for licensure contained in 16.4.4.8 NMAC.

E. Licensed issued under Provisions for Emergency Licensure shall expire on July 1 or the date 160 days following the issuance of emergency licensure whichever is greater, unless the board approves a renewal application. Application for renewal shall be made on or before the expiration of the emergency license to avoid late renewal fees, by completion of any and all remaining procedures described in 16.4.4.8 NMAC.

[16.4.2.9 NMAC - Rp, 16.4.2.9 NMAC, 8/10/2019]

16.4.2.10 EMERGENCY LICENSE TERMINATION:

A. The emergency license shall terminate upon the following circumstances:

(1) the issuance of a permanent license under 16.4.4 NMAC;

(2) proof that the emergency license holder has engaged in fraud, deceit, or misrepresentation in procuring or attempting to procure a license under this section;

(3) expiration as defined in Subsection E of 16.4.2.9 NMAC;

(4) the results of the background check indicate negative findings.

B. Termination of an emergency license shall not preclude application for permanent licensure.
[16.4.2.10 NMAC - Rp, 16.4.2.10 NMAC, 8/10/2019]

HISTORY OF 16.4.2 NMAC:

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

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

Rule 1-87, Temporary Licensure, filed 1/28/1987.

Rule 1-95, Temporary Licensure, filed 2/20/1995.

History of Repealed Material:

16.4.2 NMAC, Temporary Licensure filed 1/31/2006, Repealed effective 8/10/2019.

Other History:

Rule 1-95, Temporary Licensure (filed 2/20/1995) was reformatted, renumbered, amended and replaced by 16 NMAC 4.2 NMAC, Temporary Licensure, effective 11/16/1997.

16 NMAC 4.2 NMAC, Temporary Licensure (filed 10/17/1997) was reformatted, renumbered, amended and replaced by 16.4.2 NMAC, Temporary Licensure, effective 3/15/2006.

16.4.2 NMAC, Temporary Licensure filed 1/31/2006 was replaced by 16.4.2 NMAC, Temporary Licensure effective 8/10/2019.