

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 5 DENTISTRY (DENTISTS, DENTAL HYGIENISTS, ETC.)
PART 37 DENTAL ASSISTANTS, CERTIFICATE REVOCATION FOR NON-RENEWAL

16.5.37.1 ISSUING AGENCY: New Mexico Board of Dental Health Care.
[9/30/96; 16.5.37.1 NMAC - Rn & A, 16 NMAC 5.37.1, 04/17/06]

16.5.37.2 SCOPE: The provisions of Part 37 of Chapter 5 apply to all dental assistants with expanded function certification who do not submit an application for certificate renewal within 60 days of the expiration date.
[9/30/96; 16.5.37.2 NMAC - Rn, 16 NMAC 5.37.2, 04/17/06]

16.5.37.3 STATUTORY AUTHORITY: Part 13 of Chapter 5 is promulgated pursuant to the Dental Health Care Act, Section 61-5A-16 NMSA 1978 (1996 Repl. Pamp.).
[9/30/96; 16.5.37.3 NMAC - Rn, 16 NMAC 5.37.3, 04/17/06]

16.5.37.4 DURATION: Permanent
[9/30/96; 16.5.37.4 NMAC - Rn, 16 NMAC 5.37.4, 04/17/06]

16.5.37.5 EFFECTIVE DATE: September 30, 1996, unless a later date is cited at the end of a section.
[9/30/96; 16.5.37.5 NMAC - Rn & A, 16 NMAC 5.37.5, 04/17/06]

16.5.37.6 OBJECTIVE: To establish the procedures and policies for revocation of expired expanded function dental assisting certificates and the reinstatement of certificates revoked for non-renewal.
[9/30/96; 16.5.37.6 NMAC - Rn, 16 NMAC 5.37.6, 04/17/06]

16.5.37.7 DEFINITIONS: [RESERVED]
[9/30/96; 16.5.37.7 NMAC - Rn, 16 NMAC 5.37.7, 04/17/06]

16.5.37.8 REVOCATION OF CERTIFICATE FOR NON-RENEWAL: Unless an application for certificate renewal is received by the board office, or post-marked, before September 1, the certificate shall be revoked for non-renewal.
[5/31/95, 9/30/96; 16.5.37.8 NMAC - Rn, 16 NMAC 5.37.8, 04/17/06; A, 07/17/08]

16.5.37.9 REINSTATEMENT OF REVOKED CERTIFICATE: Within one year of the revocation notice, the certificate may be reinstated by payment of renewal, late and reinstatement fees, compliance with continuing education for the previous renewal cycle and for the year of the revocation. Applicants for reinstatement after one year of revocation must re-apply as a new applicant and meet all requirements for initial certification.

A. Applicants for reinstatement must provide verification of licensure in all states where the applicant holds or has held a license to practice dental assisting, or other health care profession within the previous year. Verification must be sent directly to the board office from the other state(s) board, must include a raised seal, and must attest to the status, issue date, license number, and other information contained on the form.

B. Upon receipt of a completed reinstatement of revoked license application, including all documentation and fees, the secretary-treasurer or delegate of the board, will review and may approve the application. The board may formally accept the approval of the application at the next scheduled meeting.
[5/31/95, 9/30/96, 1/1/99; 16.5.37.9 NMAC - Rn, 16 NMAC 5.37.9, 04/17/06; A, 07/16/07]

HISTORY OF 16.5.37 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the commission of public records - state records center and archives as:

Article XII, Dental Assistants, filed 3/12/81.

Article XII, Dental Assistants, filed 1/12/82.

Article XII, Dental Assistants, filed 8/8/84.

Article XII, Dental Assistants, filed 2/5/88.

BOD Rule 10, Dental Assistants, filed 2/9/89.

That applicable portion of BOD Rule 10 replaced by BODHC Rule DA 2-95, Dental Assistants, Renewal of Certificates, filed 5/5/95.

History of Repealed Material: [RESERVED]

Other History:

BODHC Rule DA 2-95, Dental Assistants, Renewal of Certificates (filed 5/5/95) was renumbered, reformatted, amended and replaced by 16 NMAC 5.37, Dental Assistants, Certificate Revocation for Non-Renewal, effective 9/30/96.

16 NMAC 5.37, Dental Assistants, Certificate Revocation for Non-Renewal (filed 9/17/96) renumbered, reformatted, amended and replaced by 16.5.37 NMAC, Dental Assistants, Certificate Revocation for Non-Renewal, effective 04/17/06.