

This is an amendment to 16.34.3 NMAC, Section 9 and 11, effective July 16, 2004.

**16.34.3.9 EXAMINATION SCORES**

- A. The minimum passing score for all written and practical licensing examinations is seventy five percent.
- B. Examinations for all licenses except instructor licenses are scored in three individual segments, each requiring a minimum segment score of seventy five percent. The segments are:
- (1) practical;
  - (2) theory written; and
  - (3) state law written.
- C. If an applicant fails to attain a seventy five percent score on any segment of the written examination, he/she will be required to retest in the failed segment(s) only and achieve a passing score.
- D. If an applicant fails to attain at least a seventy five percent score on the practical segment of any practical examination, he/she will be required to retest in the failed subject(s) only (both critical and non-critical core) and achieve a passing score.
- ~~[E. If an applicant passes the practical segment of the examination with a seventy five percent or better score, but fails to attain the required score in any of the critical core subjects of the practical examination, he/she will be required to retest in the failed subject(s) only and achieve a passing score.]~~
- ~~[F.]~~ E. Examination for instructor licenses for all disciplines are scored in two individual segments, each requiring a minimum score of seventy five percent. The segments are:
- (1) theory written; and
  - (2) state law written.

[16.34.3.9 NMAC - Rp 16 NMAC 34.3.9, 06-16-01; A, 07-16-04]

**16.34.3.11 EXAMINATIONS FOR EXPIRED LICENSES AND FAILED EXAM APPLICANTS**

- A. Applicants whose license has expired for more than five years shall re-enter a licensed school, submit to a scholastic evaluation to determine their training needs, and complete a minimum of 150 hours of remedial education. Upon completion of the remediation, they may apply for and submit to the complete written theory examination, the applicable practical examination and a ~~[fifty question]~~ written state law examination.
- B. Applicants whose license has expired for one year but less than five years shall submit to the applicable practical examination and a ~~[fifty question]~~ written state law examination.
- C. Applicants who fail any portion of the examination must re-take that portion of the examination within one year of the date of failing the examination. In the event that the applicant does not re-examine within one year, he/she must re-enroll in a licensed school and repeat the applicable hours set forth in these rules in each of the failed subject areas in order to be eligible to re-take the examination for licensure.

[16.34.3.11 NMAC - Rp 16 NMAC 34.3.11, 06-16-01; A, 07-16-04]