

## **PUBLIC RULE HEARING AND REGULAR BOARD MEETING**

The Private Investigations Advisory Board will hold a rule hearing on Monday, December 17, 2018, at 10:00 a.m. Following the rule hearing, the Board will convene a board meeting to adopt the rules and take care of regular business. The rule hearing and board meeting will be held at the New Mexico Regulation and Licensing Department, 2550 Cerrillos Road, Santa Fe, NM, in the Rio Grande Hearing Room, 2<sup>nd</sup> floor.

The Board is proposing the following amendments listed below to the Private Investigations Advisory Boards' rules. The proposed amendments include addition the definition "Good Moral Character" "and "One year of verifiable training" in efforts to establish clear guidelines for all applicants of the board. Part seven of the proposed rule includes the allowance of a "Grace period" regarding license renewal. The proposed changes also include corrective language to create uniformity and clarification throughout the rules.

16.48.1 NMAC - General Provisions;  
16.48.2 NMAC - Requirements for Licensure;  
16.48.4 NMAC - Mandatory Firearms Training;  
16.48.7 NMAC - License Renewal, Inactive Status and Reinstatement;

To obtain and review copies of the proposed changes and public comments, you may go to the Board's website at: [http://www.rld.state.nm.us/boards/Private\\_Investigations.aspx](http://www.rld.state.nm.us/boards/Private_Investigations.aspx), or contact the Boards and Commissions Division at (505) 476-4622.

The Board is currently accepting public comments on the proposed amendments. Please submit written comments on the proposed changes to Amanda Lewis, Board Administrator, via electronic mail at [pipolygraphbd@state.nm.us](mailto:pipolygraphbd@state.nm.us), or by regular mail at P.O. Box 25101, Santa Fe, NM 87504, no later than Friday, December 14, 2018. Persons will also be given the opportunity to present their comments at the rule hearing.

An individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service to attend or participate in the hearing, please contact Amanda Lewis, Board Administrator at (505) 476-4622.

No technical information served as a basis for the proposed rule.

**Statutory Authority:** Legal authority for this rulemaking can be found in the Private Investigations Act, NMSA 1978, Sections 61-27B-1 through -36 (2007, as amended through 2024), which, among other provisions, specifically authorizes the Board to "adopt rules necessary to implement the provisions of the Private Investigations Act." Subsection C and D of Section 61-27B-5 NMSA

### **Summary of Proposed Changes:**

#### **16.48.1 NMAC - General Provisions**

Add definitions and change language for uniformity and clarification purposes.

#### **16.48.2 NMAC - Requirements for Licensure**

Add definitions and clarify guidelines; clarify new process to submit fingerprints; incorporate all instructor requirements into one section and add language to allow for military and federal government entities regarding approved training providers.

#### **16.48.4 NMAC - Mandatory Firearms Training**

Add language to allow military and federal government entities regarding approved training providers.

#### **16.48.7 NMAC - License Renewal, Inactive Status and Reinstatement**

Change language to correct bi-annual to biennial and add language to allow for a renewal grace period and for electronic notifications.