

1 **TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING**
 2 **CHAPTER 48 PRIVATE LAW ENFORCEMENT PRACTITIONERS**
 3 **PART 5 FEES**

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 5 **16.48.5.1 ISSUING AGENCY:** Regulation and Licensing Department, Private Investigations Advisory
 6 Board.
 7 [16.48.5.1 NMAC - Re-pr, 16.48.5.1 NMAC, 09/24/08]
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9 **16.48.5.2 SCOPE:** All individuals and business registered and licensed under the Private Investigations Act.
 10 [16.48.5.2 NMAC - Re-pr, 16.48.5.2 NMAC, 09/24/08]
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12 **16.48.5.3 STATUTORY AUTHORITY:** These rules are promulgated pursuant to the Private
 13 Investigations Act, Section 61-27B-20 NMSA 1978.
 14 [16.48.5.3 NMAC - Re-pr, 16.48.5.3 NMAC, 09/24/08]
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16 **16.48.5.4 DURATION:** Permanent.
 17 [16.48.5.4 NMAC - Re-pr, 16.48.5.3 NMAC, 09/24/08]
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19 **16.48.5.5 EFFECTIVE DATE:** September 24, 2008 unless a later date is cited in the history note at the end
 20 of a section.
 21 [16.48.5.5 NMAC - Re-pr & A, 16.48.5.5 NMAC, 09/24/08]
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23 **16.48.5.6 OBJECTIVE:** To establish fees to generate revenue adequate to fund the cost of program
 24 administration as authorized under 61-27B-20.
 25 [16.48.5.6 NMAC - Re-pr, 16.48.5.6 NMAC, 09/24/08]
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27 **16.48.5.7 DEFINITIONS:** [RESERVED]
 28 [Refer to 16.48.1.7 NMAC]
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30 **16.48.5.8 FEE SCHEDULE:**

31 **A.** All fees payable to the board are non-refundable.

32 **B.** Application fees:

- 33 (1) private investigator [~~license~~] ~~[\$200.00]~~ \$100.00;
 34 (2) private investigation company [~~license~~] ~~[\$200.00]~~ \$100.00 plus

35 the private investigator application fee;

- 36 (3) private investigations manager [~~license~~] ~~[\$75.00]~~ \$100.00;
 37 (4) private investigations employee [~~registration~~] ~~[\$35.00]~~ \$100.00;
 38 (5) private patrol operator [~~license~~] ~~[\$200.00]~~ \$100.00;
 39 (6) private patrol company [~~license~~] ~~[\$200.00]~~ \$100.00 plus

40 the private patrol operator application fee;

- 41 (7) private patrol operations manager [~~license~~] ~~[\$75.00]~~ \$100.00;
 42 (8) polygraph examiner [~~license~~] ~~[\$200.00]~~ \$100.00

43 **C.** Registration or registration renewal fees:

- 44 [~~(9)~~](1) security guard level one ~~[\$15.00]~~ \$50.00;
 45 [~~(10)~~](2) security guard level two ~~[\$15.00]~~ \$50.00;
 46 [~~(11)~~](3) security guard level three ~~[\$15.00]~~ \$75.00;
 47 (4) late fee on registration renewals \$100.00

48 **D.** Initial license or license renewal fees:

- 49 (1) private investigator \$300.00;
 50 (2) private investigations manager \$200.00;
 51 (3) private investigations employee..... \$200.00;
 52 (4) private patrol operator \$300.00;
 53 (5) private patrol operations manager \$200.00;
 54 (6) polygraph examiner \$400.00;
 55 (7) late fee on license renewals \$100.00

56 **E.** Other fees applying to private investigators, private patrol operators and polygraph examiners:

1	[(12)] (1) special event permit	[\$200.00] \$100.00;
2	[(13)] (2) <u>private patrol</u> branch office certificate	[\$50.00] \$100.00;
3	[(14)] (3) inspection of public records request: regulation and licensing department standard rate;	
4	[(15)] (4) examination	\$100.00;
5	[(16)] background fee	[\$29.25]

6 **F.** Background fees shall be the amount established by the department of public safety for the
7 processing of criminal history background checks

8 [16.48.5.8 NMAC - Re-pr & A, 16.48.5.8 NMAC, 09/24/08]

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10 **HISTORY OF 16.48.5 NMAC:**

- 11 NMLEA Rule #31, Bureau of Polygraphy: Rules and Regulations, filed 6-1-81.
- 12 NMLEA Rule #31, Bureau of Polygraphy: Rules and Regulations, filed 5-27-83.
- 13 NMLEA Rule #30, Bureau of Private Investigators: Rules and Regulations, filed 4-24-81.
- 14 NMLEA B/PI Rule #1, Bureau of Private Investigators: Rules and Regulations, filed 11-4-83.
- 15 NMPA Rule 92-8, Fee Schedule, filed 8-17-92.

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17 **History of Repealed Material:** NMLEA B/PI Rule #1 (filed 11/04/83), repealed 03/07/08.

18 NMPA Rule 92-1 (filed 8/17/1992); NMPA Rule 92-8 (filed 8/17/92).

19 This rule expired on July 5, 2008 which was 120 days after its emergency filing on March 7, 2008. The Uniform
20 Licensing Act (Subsection A of Section 61-1-30 NMSA 1978) stipulates that emergency rules cannot remain in
21 effect for more than 120 days unless they are replaced by permanent rules.

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23 **Other History:**

24 Those applicable portions of NMLEA B/PI Rule #1 (filed 11/04/1983); NMPA Rule 92-1 (filed 8/17/1992); NMPA
25 Rule 92-8 (filed 8/17/92) all replaced by 16.48.5 NMAC, Fees, effective 03/07/08.

26 16.48.5 NMAC, Fees (filed 03/07/08) was replaced by 16.48.5 NMAC, Fees, effective 09/24/08.

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