TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 5 DENTISTRY (DENTISTS, DENTAL HYGIENISTS, ETC.)
PART 59 LICENSURE FOR MILITARY SERVICE MEMBERS, SPOUSES AND VETERANS

16.5.59.1 ISSUING AGENCY: New Mexico Board of Dental Health Care.
[16.5.59.1 NMAC - N, 1/4/2014]

16.5.59.2 SCOPE: This part sets forth application procedures to expedite licensure for military service members, spouses and veterans.
[16.5.59.2 NMAC - N, 1/4/2014]

16.5.59.3 STATUTORY AUTHORITY: These rules are promulgated pursuant to Section 61-1-34 of the Uniform Licensing Act, NMSA 1978, Section 61-1-1 to -34 (1957, as amended through 2013) and the Dental Health Care Act, NMSA 1978, Sections 61-5A-1 to -30.
[16.5.59.3 NMAC - N, 1/4/2014]

16.5.59.4 DURATION: Permanent.
[16.5.59.4 NMAC - N, 1/4/2014]

16.5.59.5 EFFECTIVE DATE: January 4, 2014, unless a later date is cited at the end of a section.
[16.5.59.5 NMAC - N, 1/4/2014]

16.5.59.6 OBJECTIVE: The purpose of this part is to expedite licensure for military service members, spouses and veterans pursuant to NMSA 1978, Section 61-1-34.
[16.5.59.6 NMAC - N, 1/4/2014]

16.5.59.7 DEFINITIONS: For the purposes of this section:

~~**A.** "Military service member" means a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard.~~

A. "Military service member"

1. means a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States. Including the national guard.
2. the spouse of a person who is serving in the armed forces of the United States, including the national guard; or
3. the child of a person who is serving in the armed forces of the United States, including the national guard, provided that the child is also a dependent of that person for federal income tax purposes.

B. "Recent veteran" means a person who has received an honorable discharge or separation from military service within the two years immediately preceding the date the person applied for an occupational or professional license pursuant to this section.
[16.5.59.7 NMAC - N, 1/4/2014, xx/xx/2021]

16.5.59.8 APPLICATION REQUIREMENTS:

A. Applications for registration shall be completed on a form provided by the department.

B. Completed application shall include:

(1) application fee; and

(2) satisfactory evidence that the applicant holds a license that is current and in good standing, issued by another jurisdiction, including a branch of armed forces of the United States, that has met the minimal licensing requirements that are substantially equivalent to the licensing requirements for the occupational or professional license the applicant applies for pursuant to Chapter 61, Articles 5A NMSA 1978.

C. Electronic signatures will be acceptable for applications submitted pursuant to section 14-16-1 through section 14-16-19 NMSA 1978.
[16.5.59.8 NMAC - N, 1/4/2014]

16.5.59.9 FEES: [~~An applicant seeking licensure under Part 59 of Chapter 5 NMAC shall refer to the following parts for applicable fees:~~]There are no fees for initial licensure or certifications for the first three years of

the triennial period for eligible applicants in this section. Subsequent renewals fees will apply accordingly within the following:

A. for a dentist ~~applicant,~~ refer to 16.5.5 NMAC;
B. for a dental hygiene ~~applicant~~, refer to 16.5.18 NMAC;
C. for a dental assistant ~~applicant~~, refer to 16.5.32 NMAC;
D. for an expanded function dental auxiliary ~~applicant~~, refer to 16.5.41 NMAC; ~~and~~
E. for a community dental health coordinator ~~applicant~~, refer to 16.5.49 NMAC;
F. for a non-dentist owner, refer to 16.5.9 NMAC; and
G. for a dental therapist, refer to 16.5.60 NMAC.

[16.5.59.9 NMAC - N, 1/4/2014, xx/xx/2021]

16.5.59.10 RENEWAL REQUIREMENTS:

A. A license or certificate issued pursuant to this section shall not be renewed unless the license or certificate holder satisfies the requirements for the issuance and for the renewal of a license or certificate pursuant to Chapter 61, Articles 5A NMSA 1978.

B. The licensee or certificate holder issued under Part 59 of Chapter 5 shall submit the documentation required under the following parts:

(1) for a dentist, refer to 16.5.8 NMAC for required documentation;
(2) for a dental hygienist, refer to 16.5.20 NMAC for required documentation;
(3) for a dental assistant, refer to 16.5.33 NMAC for required documentation;
(4) for an expanded function dental auxiliary, refer to 16.5.42 NMAC for required documentation; and
(5) for a community dental health coordinator, refer to 16.5.50 NMAC for required documentation[~~.~~];
(6) for a non-dentist owner, refer to 16.5.9 NMAC; and
(7) for a dental therapist, refer to 16.5.60 NMAC.

C. All licenses and certificates issued under Part 59 of Chapter 5 shall be valid for a period not to exceed three years.

D. Prior to the expiration of the license, all licensees or certificate holders shall apply for registration renewal and shall pay the renewal fee as set forth in 16.5.59.9 NMAC.

[16.5.59.10 NMAC - N, 1/4/2014, xx/xx/2021]

HISTORY OF 16.5.59 NMAC: [RESERVED]