

NMAC**Transmittal Form**FILED WITH
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Volume: Issue: Publication date: Number of pages: (ALD Use Only) Sequence No.

Issuing agency name and address:

Agency DFA code:

Contact person's name:

Phone number:

E-mail address:

Type of rule action:

(ALD Use) Recent filing date:

New ☒ Amendment ☐ Repeal ☐ Emergency ☒ Renumber ☐

Title number:

Title name:

Chapter number:

Chapter name:

Part number:

Part name:

Amendment description (If filing an amendment):

Amendment's NMAC citation (If filing an amendment):

Are there any materials incorporated by reference?

Please list attachments or Internet sites if applicable.

Yes ☐ No ☐

If materials are attached, has copyright permission been received?

Yes ☐No ☐Public domain ☐**Specific statutory or other authority authorizing rulemaking:**

New Mexico Medical Practice Act, N.M.S.A 1978, Section 61-6-1 through Sections 61-6-35 Including Article 8, The Podiatry Practice Act.

During the 2023 Legislative Session HB83 passed and was signed by Governor Lujan Grisham on April 5, 2023. HB83 transferred the Podiatry Board from Regulation and Licensing Department to the New Mexico Medical Board.

Notice date(s):

Hearing date(s):

Rule adoption date:

Rule effective date:

Concise Explanatory Statement For Rulemaking Adoption:

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Findings required for rulemaking adoption:

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Findings MUST include:

- Reasons for adopting rule, including any findings otherwise required by law of the agency, and a summary of any independent analysis done by the agency;
- Reasons for any change between the published proposed rule and the final rule; and
- Reasons for not accepting substantive arguments made through public comment.

16.10.29 is being filed as an emergency due to the public rule hearing held in August of 2024 which was noticed as amendments and should have been noticed as repeal/replace.

Issuing authority (If delegated, authority letter must be on file with ALD):

Name:

Check if authority has been delegated

Monique Parks

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Title:

Interim Executive Director

Signature: (BLACK ink only OR Digital Signature)

Date signed:

DocuSigned by:

Monique Parks

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7/17/2025

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 10 MEDICINE AND SURGERY PRACTITIONERS
PART 29 LICENSE EXPIRATION AND RENEWAL

16.10.29.1 ISSUING AGENCY: New Mexico Medical Board hereafter called the board, with the recommendations of the podiatry advisory committee, hereafter called the committee.
[16.10.29.1 NMAC - Rp/E, 16.21.7.1 NMAC 7/29/2025]

16.10.29.2 SCOPE: The provisions in 16.10.29.2 NMAC apply to all parts of Chapter 10 and provide information for applicants, licensed podiatric physician, board members, council and members of the public.
[16.10.29.2 NMAC, - Rp. 16.21.7.2 NMAC 7/29/2025]

16.10.29.3 STATUTORY AUTHORITY: Podiatry Act, Section 61-8-10 NMSA and the Medical Practice Act, Sections 61-6-1 through 61-6-35 NMSA 1978.
[16.10.29.3 NMAC - Rp/E, 16.21.7.3 NMAC 7/29/2025]

16.10.29.4 DURATION: Permanent.
[16.10.29.4 NMAC - Rp/E, 16.21.7.4 NMAC 7/29/2025]

16.10.29.5 EFFECTIVE DATE: July 29, 2025 unless a later date is cited at the end of a section.
[16.10.29.5 NMAC - Rp/E, 16.21.7.5 NMAC 7/29/2025]

16.10.29.6 OBJECTIVE: To establish procedures for license expiration and renewal.
[16.10.29.6 NMAC - Rp/E, 16.21.7.6 NMAC 7/29/2025]

16.10.29.7 DEFINITIONS: [RESERVED]
[16.10.29.7.NMAC - Rp/E, 16.21.7.7 NMAC 7/29/2025]

16.10.29.8 LICENSE EXPIRATION: Podiatric licenses expire on January 1 of every second year.
[16.10.29.8 NMAC - Rp/E, 16.21.7.8 NMAC 7/29/2025]

16.10.29.9 RENEWAL DEADLINE: All licensee shall renew their licenses on or before January 1 of every second year. A completed renewal application accompanied by the required fees, documentation of 32 hours of continuing education as defined in 16.10.8.13 NMAC, must be received electronically on or before January 1 of each renewal year. Fourteen hours of CE is required for the renewal years before January 2, 2105 on or after January 2, 2015 the CE requirement is 32 hours of CE, including 2 hours of pain management for each year of the renewal cycle. As a condition of renewal, all applicants shall furnish the board with evidence of completion of postgraduate study as required by board rule.
[16.10.29.9 NMAC - Rp/E, 16.21.7.9 NMAC -7/29/2025]

16.10.29.10 LICENSEE RESPONSIBILITY: The board assumes no responsibility for renewal applications not received by the licensee for any reason. It is the licensee's responsibility to make timely request for the renewal form if one has not been received thirty days prior to license expiration.
[16.10.29.10 NMAC - Rp/E, 16.21.7.10 NMAC 7/29/2025]

16.10.29.11 LATE RENEWAL: Renewal applications that are not received electronically or hand-delivered to the board office by January 1 must be accompanied by the completed renewal application as defined in [16.21.7.9] 16.10.7.9 NMAC and late fees defined in Subsection F of 16.10.2.8 NMAC.
[16.10.29.11 NMAC - Rp/E, 16.21.7.11 7/29/2025]

16.10.29.12 SUMMARY SUSPENSION: A license that is not renewed by March 1 may be summarily suspended by the board.
[16.10.29.12 NMAC - Rp/E, 16.21.7.12 7/29/2025]

HISTORY of 16.21.7 NMAC:
Pre-NMAC History:

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

Rule VI, Renewal of License, filed 7/21/1980;

Rule VI, Renewal of License, filed 8/18/1989.

History of Repealed Material: Rule VI, Renewal of License (filed 8/18/1989), Repealed 10/15/2004.

16.21.7 NMAC, Podiatrists - License Expiration And Renewal (filed 9/15/2004), Repealed effective 7/29/2025.

Other History:

Rule VI, Renewal of License (filed 8/18/1989) was renumbered, reformatted and replaced by 16.21.7 NMAC, License Expiration and Renewal, effective 10/15/2004.

16.21.7 NMAC, Podiatrists - License Expiration And Renewal (filed 9/15/2004), Replaced by 16.10.29 NMAC, Podiatrists - License Expiration And Renewal effective 7/29/2025.