

1 SENATE BILL 287

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016**

3 INTRODUCED BY

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10 AN ACT

11 RELATING TO LICENSURE; PROVIDING THAT AN ASSOCIATE'S DEGREE OR
12 A BACCALAUREATE DEGREE IN A RELEVANT PROGRAM OF STUDY MAY BE
13 CONSIDERED QUALIFYING EXPERIENCE TOWARD A PRIVATE
14 INVESTIGATOR'S LICENSE.

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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. Section 61-27B-7 NMSA 1978 (being Laws 1993,
18 Chapter 212, Section 6, as amended) is amended to read:

19 "61-27B-7. REQUIREMENTS FOR LICENSURE.--

20 A. The department shall issue a license as a
21 private investigator to ~~[an individual]~~ a person who files a
22 completed application accompanied by the required fees and who
23 submits satisfactory evidence that the applicant has met all
24 requirements set forth by the department in rule, including
25 that the applicant:

.203157.1

underscored material = new
[bracketed material] = delete

1 (1) is at least twenty-one years of age;
2 (2) is of good moral character;
3 (3) has successfully passed an examination as
4 required by department rule;

5 (4) has not been convicted of a felony
6 offense, an offense involving dishonesty or an offense
7 involving an intentional violent act or the illegal use or
8 possession of a deadly weapon and has not been found to have
9 violated professional ethical standards as defined by the
10 department; and

11 (5) has at least three years' experience that
12 has been acquired within the five years preceding the filing of
13 the application with the department of actual work performed
14 in:

15 (a) investigation for the purpose of
16 obtaining information with reference to a crime or wrongs done
17 or threatened against the United States;

18 (b) investigation of persons;

19 (c) the location, disposition or
20 recovery of lost or stolen property;

21 (d) the cause or responsibility for
22 fire, losses, motor vehicle or other accidents or damage or
23 injury to persons or property; or

24 (e) securing evidence to be used before
25 a court, administrative tribunal, board or investigating

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1 committee or for a law enforcement officer.

2 B. Years of qualifying experience and the precise
3 nature of that experience shall be substantiated by written
4 certification from employers or by submission of proof that the
5 applicant was awarded an associate's degree or a baccalaureate
6 degree in a relevant field of study and shall be subject to
7 independent verification by the department as it deems
8 warranted. Subject to the department's review and
9 verification, an associate's degree in a relevant program of
10 study shall be considered the equivalent of two thousand hours
11 of qualifying experience and a baccalaureate degree in a
12 relevant program of study shall be considered the equivalent of
13 four thousand hours of qualifying experience. The burden of
14 proving necessary experience is on the applicant."

15 SECTION 2. EFFECTIVE DATE.--The effective date of the
16 provisions of this act is July 1, 2016.