

License Reciprocity and Liability: During Emergency

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When an emergency declaration is in effect, an individual, who holds a license, certificate, or permit to practice a professional, mechanical, or other skill, can be credentialed by the Department of Health or Homeland Security and Emergency Management Department to practice the professional, mechanical, or other skill without complying with New Mexico licensure requirements. The individual, if acting within the scope of their official duties, will not be held legally responsible for injury, death, or damage to property. They can be held legally responsible if acting with extreme carelessness or intent to cause harm or for causing injury, death, or damage while operating a motor vehicle.

In-state license holders; powers; duties

During an emergency, a person who holds a license, certificate or other permit that is issued by the state and that evidences the meeting of qualifications for professional, mechanical or other skills may be credentialed, if appropriate and approved by the department of health or the homeland security and emergency management department, to render aid involving those skills to meet a declared emergency, and shall be considered a public employee for the purposes of the Tort Claims Act [41-4-1 NMSA 1978] when approved to perform those duties.