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HOUSE BILL 390

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,
2000**

INTRODUCED BY
John A. Heaton

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING FOR DISTRIBUTION OF
TIRE RECYCLING FEES; INCREASING TIRE RECYCLING FEES; MAKING
AN APPROPRIATION.

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

Section 1. Section 66-6-1 NMSA 1978 (being Laws 1978,
Chapter 35, Section 336, as amended) is amended to read:

"66-6-1. MOTORCYCLES--REGISTRATION FEES.--

A. For the registration of motorcycles, the
department shall collect the following fees for a twelve-
month registration period:

(1) for each motorcycle having not more than
two wheels in contact with the ground, eleven dollars
(\$11.00); and

(2) for each motorcycle having three wheels
in contact with the ground or having a sidecar, eleven

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1 dollars (\$11.00).

2 B. In addition to other fees required by this
3 section, the department shall collect, for each motorcycle,
4 an annual tire recycling fee of [~~fifty cents (\$.50)~~] one
5 dollar (\$1.00) for a twelve-month registration period."

6 Section 2. Section 66-6-2 NMSA 1978 (being Laws 1978,
7 Chapter 35, Section 337, as amended) is amended to read:

8 "66-6-2. PASSENGER VEHICLES--REGISTRATION FEES.--For
9 registration of each motor vehicle other than motorcycles,
10 trucks, buses and tractors, the [~~division~~] department shall
11 collect the following fees for a twelve-month registration
12 period:

13 A. for a vehicle whose gross factory shipping
14 weight is not more than two thousand pounds, twenty dollars
15 (\$20.00); provided, however, that after five years of
16 registration, calculated from the date when the vehicle was
17 first registered in this or another state, the fee is sixteen
18 dollars (\$16.00);

19 B. for a vehicle whose gross factory shipping
20 weight is more than two thousand but not more than three
21 thousand pounds, twenty-nine dollars (\$29.00); provided,
22 however, that after five years of registration, calculated
23 from the date when the vehicle was first registered in this
24 or another state, the fee is twenty-three dollars (\$23.00);

25 C. for a vehicle whose gross factory shipping
weight is more than three thousand pounds, forty-two dollars
(\$42.00); provided, however, that after five years of

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1 registration, calculated from the date when the vehicle was
2 first registered in this or another state, the fee is
3 thirty-four dollars (\$34.00); and

4 D. [~~beginning July 1, 1994~~] for each vehicle
5 registered pursuant to the provisions of this section, a tire
6 recycling fee of [~~one dollar (\$1.00)~~] one dollar fifty cents
7 (\$1.50) for a twelve-month registration period."

8 Section 3. Section 66-6-4 NMSA 1978 (being Laws 1978,
9 Chapter 35, Section 339, as amended by Laws 1994, Chapter
10 117, Section 20 and also by Laws 1994, Chapter 126, Section
11 20) is amended to read:

12 "66-6-4. REGISTRATION FEES--TRUCKS, TRUCK TRACTORS,
13 ROAD TRACTORS AND BUSES.--

14 A. Within their respective jurisdictions, the
15 motor vehicle and motor transportation divisions shall charge
16 registration fees for trucks, truck tractors, road tractors
17 and buses, except as otherwise provided by law, according to
18 the schedule of Subsection B of this section.

19	B. Declared Gross Weight	Fee
20	001 to 4,000	\$ 30
21	4,001 to 6,000	41
22	6,001 to 8,000	52
23	8,001 to 10,000	63
24	10,001 to 12,000	74
25	12,001 to 14,000	85
	14,001 to 16,000	96
	16,001 to 18,000	107

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1	18,001 to 20,000	118
2	20,001 to 22,000	129
3	22,001 to 24,000	140
4	24,001 to 26,000	151
5	26,001 to 48,000	88.50
6	48,001 and over	129.50.

7 C. All trucks whose declared gross weight or whose
8 gross vehicle weight is less than twenty-six thousand pounds,
9 after five years of registration, calculated from the date
10 when the vehicle was first registered in this or another
11 state, shall be charged registration fees at eighty percent
12 of the rate set out in Subsection B of this section.

13 D. All trucks with a gross vehicle weight of more
14 than twenty-six thousand pounds and all truck tractors and
15 road tractors used to tow freight trailers shall be
16 registered on the basis of combination gross vehicle weight.

17 E. All trucks with a gross vehicle weight of
18 twenty-six thousand pounds or less shall be registered on the
19 basis of gross vehicle weight. Any trailer, semitrailer or
20 pole trailer towed by a truck of such gross vehicle weight
21 shall be classified as a utility trailer for registration
22 purposes unless otherwise provided by law.

23 F. All farm vehicles having a declared gross
24 weight of more than six thousand pounds shall be charged
25 registration fees of two-thirds of the rate of the respective
fees provided in this section and shall be issued distinctive
registration plates. "Farm vehicle" means any vehicle owned

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1 by a person whose principal occupation is farming or ranching
2 and which vehicle is used principally in the transportation
3 of farm and ranch products to market and farm and ranch
4 supplies and livestock from the place of purchase to farms
5 and ranches in this state; provided that the vehicle is not
6 used for hire.

7 G. In addition to other registration fees imposed
8 by this section, [~~beginning July 1, 1994~~] there is imposed at
9 the time of registration an annual tire recycling fee of [~~one~~
10 ~~dollar (\$1.00)~~] one dollar fifty cents (\$1.50) on each
11 vehicle subject to a registration fee pursuant to this
12 section, except for vehicles with a declared gross weight of
13 greater than twenty-six thousand pounds upon which
14 registration fees are imposed by Subsection B of this
15 section.

16 H. Four percent of registration fees of trucks
17 having a declared gross weight from twenty-six thousand one
18 pounds to forty-eight thousand pounds declared gross vehicle
19 weight is to be transferred to the tire recycling fund
20 pursuant to the provisions of Section 66-6-23 NMSA 1978.

21 I. Five percent of registration fees of trucks in
22 excess of forty-eight thousand pounds declared gross vehicle
23 weight is to be transferred to the tire recycling fund
24 pursuant to the provisions of Section 66-6-23 NMSA 1978."
25

Section 4. Section 66-6-5 NMSA 1978 (being Laws 1978,
Chapter 35, Section 340, as amended by Laws 1994, Chapter
117, Section 21 and also by Laws 1994, Chapter 126, Section

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1 21) is amended to read:

2 "66-6-5. BUS REGISTRATION FEES.--All buses shall pay
3 the registration fees provided in Section 66-6-4 NMSA 1978
4 except for school buses and buses operated by religious or
5 nonprofit charitable organizations for the express purpose of
6 the organization, for which the annual registration fee is
7 five dollars (\$5.00). In addition to other registration fees
8 imposed by this section, [~~beginning July 1, 1994~~] there is
9 imposed at the time of registration an annual tire recycling
10 fee of [~~twenty-five cents (\$.25)~~] fifty cents (\$.50) per
11 wheel that is in contact with the ground on each vehicle
12 subject to a registration fee pursuant to this section."

13 Section 5. Section 66-6-8 NMSA 1978 (being Laws 1978,
14 Chapter 35, Section 343, as amended by Laws 1994, Chapter
15 117, Section 22 and also by Laws 1994, Chapter 126, Section
16 22) is amended to read:

17 "66-6-8. BUS REGISTRATION--AGRICULTURAL LABOR FEES.--

18 A. Any bus having a normal seating capacity of
19 forty passengers or less and that is used exclusively for the
20 transportation of agricultural laborers may be registered
21 upon payment to the [~~division~~] department of a fee of
22 twenty-five dollars (\$25.00).

23 B. In addition to the registration fee imposed by
24 this section, there is imposed at the time of registration an
25 annual tire recycling fee of [~~twenty-five cents (\$.25)~~] fifty
cents (\$.50) per wheel that is in contact with the ground on
each vehicle subject to a registration fee pursuant to this

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1 section.

2 C. Application for registration of a bus under
3 this section shall be made in the form prescribed by the
4 ~~[division]~~ department and shall be accompanied by an
5 affidavit that the bus will be used exclusively for the
6 transportation of agricultural laborers. Upon registration,
7 the bus is exempt from tariff-filing requirements of the
8 ~~[state corporation]~~ public regulation commission."

9 Section 6. Section 66-6-23 NMSA 1978 (being Laws 1978,
10 Chapter 35, Section 358, as amended) is amended to read:

11 "66-6-23. DISPOSITION OF FEES.--

12 A. After the necessary disbursements for refunds
13 and other purposes have been made, the money remaining in the
14 motor vehicle suspense fund, except for remittances received
15 within the previous two months that are unidentified as to
16 source or disposition, shall be distributed as follows:

17 (1) to each municipality, county or fee
18 agent operating a motor vehicle field office:

19 (a) an amount equal to six dollars
20 (\$6.00) per driver's license and three dollars (\$3.00) per
21 identification card or motor vehicle or motorboat
22 registration or title transaction performed; and

23 (b) for each such agent determined by
24 the secretary pursuant to ~~[of]~~ Section 66-2-16 NMSA 1978 to
25 have performed ten thousand or more transactions in the
preceding fiscal year, other than a class A county with a
population exceeding three hundred thousand or any

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1 municipality with a population exceeding three hundred
2 thousand that has been designated as an agent pursuant to
3 Section 66-2-14.1 NMSA 1978, an amount equal to one dollar
4 (\$1.00) in addition to the amount distributed pursuant to
5 Subparagraph (a) of this paragraph for each driver's license,
6 identification card, motor vehicle registration, motorboat
7 registration or title transaction performed;

8 (2) to each municipality or county, other
9 than a class A county with a population exceeding three
10 hundred thousand or a municipality with a population
11 exceeding three hundred thousand designated as an agent
12 pursuant to Section 66-2-14.1 NMSA 1978, operating a motor
13 vehicle field office, an amount equal to fifty cents (\$.50)
14 for each administrative service fee remitted by that county
15 or municipality to the department pursuant to the provisions
16 of Subsection A of Section 66-2-16 NMSA 1978;

17 (3) to the state road fund:

18 (a) an amount equal to the fee
19 collected pursuant to Section 66-3-417 NMSA 1978;

20 (b) the remainder of each driver's
21 license fee collected by the department employees from an
22 applicant to whom a license is granted after deducting from
23 the driver's license fee the amount of the distribution
24 authorized in Paragraph (1) of this subsection with respect
25 to that collected driver's license fee; and

(c) an amount equal to fifty percent of
the fees collected pursuant to Section 66-6-19 NMSA 1978;

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1 (4) to the local governments road fund, the
2 amount of the fees collected pursuant to Subsection B of
3 Section 66-5-33.1 NMSA 1978 and the remainder of the fees
4 collected pursuant to Subsection A of Section 66-5-408 NMSA
5 1978;

6 (5) to the department:

7 (a) any amounts reimbursed to the
8 department pursuant to Subsection C of Section 66-2-14.1 NMSA
9 1978;

10 (b) an amount equal to two dollars
11 (\$2.00) of each motorcycle registration fee collected
12 pursuant to Section 66-6-1 NMSA 1978;

13 (c) an amount equal to the fees
14 provided for in Subsection D of Section 66-2-7 NMSA 1978,
15 Subsection E of Section 66-2-16 NMSA 1978, Subsections J and
16 K of Section 66-3-6 NMSA 1978 other than the administrative
17 fee, Subsection C of Section 66-5-44 NMSA 1978 and Subsection
18 B of Section 66-5-408 NMSA 1978; and

19 (d) the amounts due to the department
20 pursuant to Paragraph (1) of Subsection E of Section 66-3-419
21 NMSA 1978, Subsection E of Section 66-3-422 NMSA 1978 and
22 Subsection E of Section 66-3-423 NMSA 1978;

23 (6) to each New Mexico institution of higher
24 education, an amount equal to that part of the fees
25 distributed pursuant to Paragraph (2) of Subsection D of
Section 66-3-416 NMSA 1978 proportionate to the number of
special registration plates issued in the name of the

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1 institution to all such special registration plates issued in
2 the name of all institutions;

3 (7) to the armed forces veterans license
4 fund, the amount to be distributed pursuant to Paragraph (2)
5 of Subsection E of Section 66-3-419 NMSA 1978;

6 (8) to the children's trust fund, the amount
7 to be distributed pursuant to Paragraph (2) of Subsection D
8 of Section 66-3-420 NMSA 1978;

9 (9) to the state highway and transportation
10 department, an amount equal to the fees collected pursuant to
11 Section 66-5-35 NMSA 1978;

12 (10) to the state equalization guarantee
13 distribution made annually pursuant to the general
14 appropriation act, an amount equal to one hundred percent of
15 the driver safety fee collected pursuant to Subsection D of
16 Section 66-5-44 NMSA 1978;

17 (11) to the motorcycle training fund, two
18 dollars (\$2.00) of each motorcycle registration fee collected
19 pursuant to Section 66-6-1 NMSA 1978;

20 (12) [~~to the highway infrastructure fund,~~
21 ~~all tire recycling fees collected pursuant to the provisions~~
22 ~~of Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and 66-6-8 NMSA~~
23 ~~1978]~~ to the tire recycling fund and to the highway
24 infrastructure fund, fifty cents (\$.50) each of the tire
25 recycling fees collected pursuant to the provisions of
Section 66-6-1 NMSA 1978; to the tire recycling fund, fifty
cents (\$.50) and to the highway infrastructure fund, one

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1 dollar (\$1.00) of the tire recycling fees collected pursuant
2 to the provisions of Sections 66-6-2 and 66-6-4 NMSA 1978;
3 and to the tire recycling fund and to the highway
4 infrastructure fund, twenty-five cents (\$.25) each of the
5 tire recycling fees collected pursuant to Sections 66-6-5 and
6 66-6-8 NMSA 1978;

7 (13) to each county, an amount equal to
8 fifty percent of the fees collected pursuant to Section
9 66-6-19 NMSA 1978 multiplied by a fraction, the numerator of
10 which is the total mileage of public roads maintained by the
11 county and the denominator of which is the total mileage of
12 public roads maintained by all counties in the state; and

13 (14) to the litter control and
14 beautification fund, an amount equal to the fees collected
15 pursuant to Section 67-16-14 NMSA 1978.

16 B. The balance, exclusive of unidentified
17 remittances, shall be distributed in accordance with Section
18 66-6-23.1 NMSA 1978.

19 C. If any of the paragraphs, subsections or
20 sections referred to in Subsection A of this section are
21 recompiled or otherwise re-designated without a corresponding
22 change to Subsection A of this section, the reference in
23 Subsection A of this section shall be construed to be the
24 recompiled or re-designated paragraph, subsection or
25 section."

Section 7. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2000.

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