

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 438

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Allen V. Hurt

AN ACT

RELATING TO MANDATORY FINANCIAL RESPONSIBILITY; IMPOSING A
FEE; MAKING AN APPROPRIATION.

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

Section 1. A new section of the Motor Vehicle Code,
Section 66-6-6.1 NMSA 1978, is enacted to read:

"66-6-6.1. [NEW MATERIAL] ADDITIONAL REGISTRATION FEE. --
For registration of vehicles subject to the registration fees
imposed by Sections 66-6-2 and 66-6-4 NMSA 1978, there is
imposed an additional fee of two dollars (\$2.00) for each
twelve-month period for which a vehicle with a gross vehicle
weight under twenty-six thousand pounds is registered."

Section 2. Section 66-6-23 NMSA 1978 (being Laws 1978,
Chapter 35, Section 358, as amended) is amended to read:

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

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

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

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

8 (a) an amount equal to six dollars
9 (\$6.00) per driver's license and three dollars (\$3.00) per
10 identification card or motor vehicle or motorboat registration
11 or title transaction performed; and

12 (b) for each such agent determined by
13 the secretary pursuant to [of] Section 66-2-16 NMSA 1978 to
14 have performed ten thousand or more transactions in the
15 preceding fiscal year, other than a class A county with a
16 population exceeding three hundred thousand or any
17 municipality with a population exceeding three hundred
18 thousand that has been designated as an agent pursuant to
19 Section 66-2-14.1 NMSA 1978, an amount equal to one dollar
20 (\$1.00) in addition to the amount distributed pursuant to
21 Subparagraph (a) of this paragraph for each driver's license,
22 identification card, motor vehicle registration, motorboat
23 registration or title transaction performed;

24 (2) to each municipality or county, other
25 than a class A county with a population exceeding three

underscored material = new
[bracketed material] = delete

1 hundred thousand or a municipality with a population exceeding
2 three hundred thousand designated as an agent pursuant to
3 Section 66-2-14.1 NMSA 1978, operating a motor vehicle field
4 office, an amount equal to fifty cents (\$.50) for each
5 administrative service fee remitted by that county or
6 municipality to the department pursuant to the provisions of
7 Subsection A of Section 66-2-16 NMSA 1978;

8 (3) to the state road fund:

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

11 (b) the remainder of each driver's
12 license fee collected by the department employees from an
13 applicant to whom a license is granted after deducting from
14 the driver's license fee the amount of the distribution
15 authorized in Paragraph (1) of this subsection with respect to
16 that collected driver's license fee; and

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

19 (4) to the local governments road fund, the
20 amount of the fees collected pursuant to Subsection B of
21 Section 66-5-33.1 NMSA 1978 and the remainder of the fees
22 collected pursuant to Subsection A of Section 66-5-408 NMSA
23 1978;

24 (5) to the department:

25 (a) any amounts reimbursed to the

. 135412. 1

underscored material = new
[bracketed material] = delete

1 department pursuant to Subsection C of Section 66-2-14.1 NMSA
2 1978;

3 (b) an amount equal to two dollars
4 (\$2.00) of each motorcycle registration fee collected pursuant
5 to Section 66-6-1 NMSA 1978;

6 (c) an amount equal to the fees
7 provided for in Subsection D of Section 66-2-7 NMSA 1978,
8 Subsection E of Section 66-2-16 NMSA 1978, Subsections J and K
9 of Section 66-3-6 NMSA 1978 other than the administrative fee,
10 Subsection C of Section 66-5-44 NMSA 1978 and Subsection B of
11 Section 66-5-408 NMSA 1978; [~~and~~]

12 (d) the amounts due to the department
13 pursuant to Paragraph (1) of Subsection E of Section 66-3-419
14 NMSA 1978, Subsection E of Section 66-3-422 NMSA 1978 and
15 Subsection E of Section 66-3-423 NMSA 1978; and

16 (e) an amount equal to the registration
17 fees collected pursuant to Section 66-6-6.1 NMSA 1978 for the
18 purposes of enforcing the provisions of the Mandatory
19 Financial Responsibility Act and for creating and maintaining
20 a multilanguage noncommercial driver's license testing
21 program;

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

. 135412. 1

underscored material = new
[bracketed material] = delete

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

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

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

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

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

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

21 (12) to the highway infrastructure fund, all
22 tire recycling fees collected pursuant to the provisions of
23 Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and 66-6-8 NMSA 1978;

24 (13) to each county, an amount equal to fifty
25 percent of the fees collected pursuant to Section

. 135412. 1

underscored material = new
[bracketed material] = delete

1 66-6-19 NMSA 1978 multiplied by a fraction, the numerator of
2 which is the total mileage of public roads maintained by the
3 county and the denominator of which is the total mileage of
4 public roads maintained by all counties in the state; and

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

8 B. The balance, exclusive of unidentified
9 remittances, shall be distributed in accordance with Section
10 66-6-23.1 NMSA 1978.

11 C. If any of the paragraphs, subsections or
12 sections referred to in Subsection A of this section are
13 recompiled or otherwise re-designated without a corresponding
14 change to Subsection A of this section, the reference in
15 Subsection A of this section shall be construed to be the
16 recompiled or re-designated paragraph, subsection or section."

17 Section 3. EFFECTIVE DATE. -- The effective date of the
18 provisions of this act is July 1, 2001.

19 - 6 -
20
21
22
23
24
25