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HOUSE BILL 236

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

James G Taylor

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING FOR A SPECIAL NEW MEXICO  
AGRICULTURAL PRODUCTS REGISTRATION PLATE; RECONCILING MULTIPLE  
AMENDMENTS TO THE SAME SECTION OF LAW IN LAWS 2001; 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 66-3-424 NMSA 1978, is enacted to read:

"66-3-424. [NEW MATERIAL] SPECIAL AGRICULTURAL PRODUCTS  
REGISTRATION PLATE. --

A. The division shall establish and issue special  
New Mexico agricultural products registration plates in  
accordance with the provisions of this section and shall adopt  
and promulgate procedures for application for and issuance of  
special New Mexico agricultural products registration plates.

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1           B. The New Mexico department of agriculture shall  
2 determine the color and design of the special New Mexico  
3 agricultural products registration plate and shall request  
4 that the division provide for its issuance. The special plate  
5 shall include the slogan "New Mexico - Taste the Tradition".

6           C. For a fee of thirty-five dollars (\$35.00),  
7 which fee shall be in addition to the regular motor vehicle  
8 registration fees, an owner of a motor vehicle may apply for a  
9 special New Mexico agricultural products registration plate.  
10 The owner of a motor vehicle shall apply and pay a fee each  
11 year that he wishes to retain and renew his special New Mexico  
12 agricultural products registration plate.

13           D. Fifteen dollars (\$15.00) of the fee collected  
14 for each registration plate shall be retained by the division  
15 in fiscal years 2003 and 2004 and is appropriated to the  
16 division for the manufacture and issuance of the registration  
17 plates. Thereafter, the amount of each fee shall be paid to  
18 the state treasurer for credit to the motor vehicle suspense  
19 fund for distribution in accordance with Section 66-6-23 NMSA  
20 1978 to the New Mexico department of agriculture.

21           E. Revenue received by the New Mexico department  
22 of agriculture from special New Mexico agricultural products  
23 registration plates is appropriated to the board of regents of  
24 New Mexico state university for the New Mexico department of  
25 agriculture to market New Mexico agricultural products. "

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1           Section 2.   Section 66-6-23 NMSA 1978 (being Laws 1978,  
2 Chapter 35, Section 358, as amended by Laws 2001, Chapter 20,  
3 Section 1 and also by Laws 2001, Chapter 282, Section 2) is  
4 amended to read:

5           "66-6-23.   DISPOSITION OF FEES. --

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

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

13                           (a) an amount equal to six dollars  
14 (\$6.00) per driver's license and three dollars (\$3.00) per  
15 identification card or motor vehicle or motorboat registration  
16 or title transaction performed; and

17                           (b) for each such agent determined by  
18 the secretary pursuant to Section 66-2-16 NMSA 1978 to have  
19 performed ten thousand or more transactions in the preceding  
20 fiscal year, other than a class A county with a population  
21 exceeding three hundred thousand or any municipality with a  
22 population exceeding three hundred thousand that has been  
23 designated as an agent pursuant to Section 66-2-14.1 NMSA  
24 1978, an amount equal to one dollar (\$1.00) in addition to the  
25 amount distributed pursuant to Subparagraph (a) of this

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1 paragraph for each driver's license, identification card,  
2 motor vehicle registration, motorboat registration or title  
3 transaction performed;

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

13 (3) to the state road fund:

14 (a) an amount equal to the fees  
15 collected pursuant to Section 66-7-413.4 NMSA 1978;

16 [~~(a)~~] (b) an amount equal to the fee  
17 collected pursuant to Section 66-3-417 NMSA 1978;

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

24 [~~(c)~~] (d) an amount equal to fifty  
25 percent of the fees collected pursuant to Section 66-6-19 NMSA

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1 1978;

2 (4) to the local governments road fund, the  
3 amount of the fees collected pursuant to Subsection B of  
4 Section 66-5-33.1 NMSA 1978 and the remainder of the fees  
5 collected pursuant to Subsection A of Section 66-5-408 NMSA  
6 1978;

7 (5) to the department:

8 (a) any amounts reimbursed to the  
9 department pursuant to Subsection C of Section 66-2-14.1 NMSA  
10 1978;

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

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

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

24 (e) an amount equal to the registration  
25 fees collected pursuant to Section 66-6-6.1 NMSA 1978 for the

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1 purposes of enforcing the provisions of the Mandatory  
2 Financial Responsibility Act and for creating and maintaining  
3 a multilanguage noncommercial driver's license testing  
4 program;

5 (6) to each New Mexico institution of higher  
6 education, an amount equal to that part of the fees  
7 distributed pursuant to Paragraph (2) of Subsection D of  
8 Section 66-3-416 NMSA 1978 proportionate to the number of  
9 special registration plates issued in the name of the  
10 institution to all such special registration plates issued in  
11 the name of all institutions;

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

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

18 (9) to the New Mexico department of  
19 agriculture, the amount to be distributed pursuant to  
20 Subsection D of Section 66-3-424 NMSA 1978;

21 [~~(9)~~] (10) to the state highway and  
22 transportation department, an amount equal to the fees  
23 collected pursuant to Section 66-5-35 NMSA 1978;

24 [~~(10)~~] (11) to the state equalization  
25 guarantee distribution made annually pursuant to the general

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1 appropriation act, an amount equal to one hundred percent of  
2 the driver safety fee collected pursuant to Subsection D of  
3 Section 66-5-44 NMSA 1978;

4 [~~(11)~~] (12) to the motorcycle training fund,  
5 two dollars (\$2.00) of each motorcycle registration fee  
6 collected pursuant to Section 66-6-1 NMSA 1978;

7 [~~(12)~~] (13) to the highway infrastructure  
8 fund, all tire recycling fees collected pursuant to the  
9 provisions of Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and  
10 66-6-8 NMSA 1978;

11 [~~(13)~~] (14) to each county, an amount equal  
12 to fifty percent of the fees collected pursuant to Section  
13 66-6-19 NMSA 1978 multiplied by a fraction, the numerator of  
14 which is the total mileage of public roads maintained by the  
15 county and the denominator of which is the total mileage of  
16 public roads maintained by all counties in the state; and

17 [~~(14)~~] (15) to the litter control and  
18 beautification fund, an amount equal to the fees collected  
19 pursuant to Section 67-16-14 NMSA 1978.

20 B. The balance, exclusive of unidentified  
21 remittances, shall be distributed in accordance with  
22 Section 66-6-23.1 NMSA 1978.

23 C. If any of the paragraphs, subsections or  
24 sections referred to in Subsection A of this section are  
25 recompiled or otherwise re-designated without a corresponding

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1 change to Subsection A of this section, the reference in  
2 Subsection A of this section shall be construed to be the  
3 recompiled or re-designated paragraph, subsection or section."

4 Section 3. REPEAL. --Laws 2001, Chapter 20, Section 1 is  
5 repealed.

6 Section 4. EFFECTIVE DATE. --The effective date of the  
7 provisions of this act is July 1, 2002.

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