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SENATE BILL 197

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Richard C. Martinez

AN ACT

RELATING TO MOTOR VEHICLES; DESIGNATING A SPECIAL REGISTRATION
PLATE FOR ACTIVE DUTY SERVICEMEN.

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 REGISTRATION PLATES FOR
ACTIVE DUTY SERVICEMEN. --

A. The department shall issue a distinctive
registration plate indicating that the recipient is an active
duty serviceman.

B. For a fee of fifteen dollars (\$15.00), which
shall be in addition to the regular motor vehicle registration
fees, a motor vehicle owner who is an active duty serviceman
may apply for the issuance of a special registration plate as

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1 defined in Subsection A of this section. No two owners shall be
2 issued identically lettered or numbered plates.

3 C. The fifteen-dollar (\$15.00) fee provided in
4 Subsection B of this section shall be waived for each registration
5 period in which a validating sticker is issued under the
6 provisions of Section 66-3-17 NMSA 1978, in lieu of the issuance
7 of a special active duty serviceman plate.

8 D. The revenue from the special active duty serviceman
9 registration plate fee imposed by Subsection B of this section
10 shall be distributed as follows:

11 (1) seven dollars (\$7.00) of the fee collected for
12 each registration plate shall be retained by the department and is
13 appropriated to the department for the manufacture and issuance of
14 the registration plates; and

15 (2) eight dollars (\$8.00) of the fee collected for
16 each registration plate shall be paid to the state treasurer for
17 credit to the motor vehicle suspense fund for distribution in
18 accordance with Section 66-6-23 NMSA 1978. "

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

21 "66-6-23. DISPOSITION OF FEES. --

22 A. After the necessary disbursements for refunds and
23 other purposes have been made, the money remaining in the motor
24 vehicle suspense fund, except for remittances received within the
25 previous two months that are unidentified as to source or

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1 disposition, shall be distributed as follows:

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

4 (a) an amount equal to six dollars (\$6.00)
5 per driver's license and three dollars (\$3.00) per identification
6 card or motor vehicle or motorboat registration or title
7 transaction performed; and

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

19 (2) to each municipality or county, other than a
20 class A county with a population exceeding three hundred thousand
21 or a municipality with a population exceeding three hundred
22 thousand designated as an agent pursuant to Section 66-2-14.1 NMSA
23 1978, operating a motor vehicle field office, an amount equal to
24 fifty cents (\$.50) for each administrative service fee remitted by
25 that county or municipality to the department pursuant to the

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1 provisions of Subsection A of Section 66-2-16 NMSA 1978;

2 (3) to the state road fund:

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

5 (b) an amount equal to the fee collected
6 pursuant to Section 66-3-417 NMSA 1978;

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

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

15 (4) to the local governments road fund, the
16 amount of the fees collected pursuant to Subsection B of Section
17 66-5-33.1 NMSA 1978 and the remainder of the fees collected
18 pursuant to Subsection A of Section 66-5-408 NMSA 1978;

19 (5) to the department:

20 (a) any amounts reimbursed to the
21 department pursuant to Subsection C of Section 66-2-14.1 NMSA
22 1978;

23 (b) an amount equal to two dollars (\$2.00)
24 of each motorcycle registration fee collected pursuant to Section
25 66-6-1 NMSA 1978;

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

7 (d) the amounts due to the department
8 pursuant to Paragraph (1) of Subsection E of Section 66-3-419 NMSA
9 1978, Subsection E of Section 66-3-422 NMSA 1978 [~~and~~], Subsection
10 E of Section 66-3-423 NMSA 1978 and Paragraph (2) of Subsection D
11 of Section 66-3-424 NMSA 1978; and

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

17 (6) to each New Mexico institution of higher
18 education, an amount equal to that part of the fees distributed
19 pursuant to Paragraph (2) of Subsection D of Section 66-3-416 NMSA
20 1978 proportionate to the number of special registration plates
21 issued in the name of the institution to all such special
22 registration plates issued in the name of all institutions;

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

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

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

7 (10) to the state equalization guarantee
8 distribution made annually pursuant to the general appropriation
9 act, an amount equal to one hundred percent of the driver safety
10 fee collected pursuant to Subsection D of Section 66-5-44 NMSA
11 1978;

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

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

18 (13) to each county, an amount equal to fifty
19 percent of the fees collected pursuant to Section 66-6-19 NMSA
20 1978 multiplied by a fraction, the numerator of which is the total
21 mileage of public roads maintained by the county and the
22 denominator of which is the total mileage of public roads
23 maintained by all counties in the state; and

24 (14) to the litter control and beautification
25 fund, an amount equal to the fees collected pursuant to Section

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66-6-6.2 NMSA 1978.

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

C. If any of the paragraphs, subsections or sections referred to in Subsection A of this section are recompiled or otherwise redesignated without a corresponding change to Subsection A of this section, the reference in Subsection A of this section shall be construed to be the recompiled or redesignated paragraph, subsection or section."

Section 3. EFFECTIVE DATE. --The effective date of the provisions of this act is July 1, 2003.