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HOUSE BILL 349

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Elizabeth "Liz" Thomson

AN ACT

RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR
OR DRUGS; INCREASING THE REQUIREMENTS TO BE MET FOR REMOVAL OF
AN IGNITION INTERLOCK DEVICE BEFORE REINSTATEMENT OF A DRIVER'S
LICENSE.

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

SECTION 1. Section 66-5-33.1 NMSA 1978 (being Laws 1985,
Chapter 47, Section 1, as amended) is amended to read:

"66-5-33.1. REINSTATEMENT OF DRIVER'S LICENSE OR
REGISTRATION--IGNITION INTERLOCK--FEE.--

A. Whenever a driver's license or registration is
suspended or revoked and an application has been made for its
reinstatement, compliance with all appropriate provisions of
the Motor Vehicle Code and the payment of a fee of twenty-five
dollars (\$25.00) is a prerequisite to the reinstatement of any

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1 license or registration.

2 B. If a driver's license was revoked for driving
3 while under the influence of intoxicating liquor or drugs, for
4 aggravated driving while under the influence of intoxicating
5 liquor or drugs or pursuant to the Implied Consent Act, the
6 following are required to reinstate the driver's license:

7 (1) an additional fee of seventy-five dollars
8 (\$75.00);

9 (2) completion of the license revocation
10 period;

11 (3) satisfaction of any court-ordered ignition
12 interlock requirements; and

13 (4) a minimum of six months of driving with an
14 ignition interlock [~~license~~] with no attempts to circumvent or
15 tamper with the ignition interlock device and with no alcohol
16 measurements of four one hundredths or more recorded by the
17 ignition interlock device and at least one test per week.

18 C. The department may reinstate the driving
19 privileges of an out-of-state resident without the requirement
20 that the person obtain an ignition interlock license for a
21 minimum of six months, if the following conditions are met:

22 (1) the license revocation period is
23 completed;

24 (2) satisfactory proof is presented to the
25 department that the person is no longer a resident of New

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1 Mexico; and

2 (3) the license reinstatement fee is paid.

3 D. Fees collected pursuant to Subsection B of this
4 section are appropriated to the local governments road fund.
5 The department shall maintain an accounting of the fees
6 collected and shall report that amount upon request to the
7 legislature."

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