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HOUSE BILL 302

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Carl Trujillo

AN ACT

RELATING TO MOTOR VEHICLES; REDEFINING "AUTOCYCLE".

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

SECTION 1. Section 66-1-4.1 NMSA 1978 (being Laws 1990, Chapter 120, Section 2, as amended) is amended to read:

"66-1-4.1. DEFINITIONS.--As used in the Motor Vehicle Code:

A. "abandoned vehicle" means a vehicle or motor vehicle that has been determined by a New Mexico law enforcement agency:

(1) to have been left unattended on either public or private property for at least thirty days;

(2) not to have been reported stolen;

(3) not to have been claimed by any person asserting ownership; and

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1 (4) not to have been shown by normal record-
2 checking procedures to be owned by any person;

3 B. "access aisle" means a space designed to allow a
4 person with a significant mobility limitation to safely exit
5 and enter a motor vehicle that is immediately adjacent to a
6 designated parking space for persons with significant mobility
7 limitation and that may be common to two such parking spaces of
8 at least sixty inches in width or, if the parking space is
9 designed for van accessibility, ninety-six inches in width, and
10 clearly marked and maintained with blue striping and, after
11 January 1, 2011, the words "NO PARKING" in capital letters,
12 each of which shall be at least one foot high and at least two
13 inches wide, placed at the rear of the access aisle so as to be
14 close to where an adjacent vehicle's rear tires would be
15 placed;

16 C. "actual empty weight" means the weight of a
17 vehicle without a load;

18 D. "additional place of business", for dealers and
19 auto recyclers, means locations in addition to an established
20 place of business as defined in Section 66-1-4.5 NMSA 1978 and
21 meeting all the requirements of an established place of
22 business, except Paragraph (5) of Subsection C of Section
23 66-1-4.5 NMSA 1978, but "additional place of business" does not
24 mean a location used solely for storage and that is not used
25 for wrecking, dismantling, sale or resale of vehicles;

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1 E. "alcoholic beverages" means any and all
2 distilled or rectified spirits, potable alcohol, brandy,
3 whiskey, rum, gin, aromatic bitters or any similar alcoholic
4 beverage, including all blended or fermented beverages,
5 dilutions or mixtures of one or more of the foregoing
6 containing more than one-half percent alcohol but excluding
7 medicinal bitters;

8 F. "authorized emergency vehicle" means any fire
9 department vehicle, police vehicle and ambulance and any
10 emergency vehicles of municipal departments or public utilities
11 that are designated or authorized as emergency vehicles by the
12 director of the New Mexico state police division of the
13 department of public safety or local authorities;

14 G. "autocycle" means a three-wheeled motorcycle on
15 which the driver and all passengers ride in a completely or
16 partially enclosed [~~tandem~~] seating area, [~~that~~] is
17 manufactured to comply with federal motorcycle safety standards
18 and is equipped with:

19 (1) [~~federal motor vehicle safety standard~~
20 ~~571.205 glazing~~] non-straddle seating;

21 (2) [~~a roll cage~~] rollover protection;

22 (3) safety belts for all occupants;

23 [~~(4) —airbag protection;~~

24 ~~(5)]~~ (4) antilock brakes;

25 [~~(6)]~~ (5) a steering wheel; and

