

1 SENATE BILL 272

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

3 INTRODUCED BY

4 Gerald Ortiz y Pino

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10 AN ACT

11 RELATING TO STOLEN VEHICLES; REQUIRING THE DEPARTMENT OF PUBLIC
12 SAFETY TO PREPARE A REPORT RELATED TO COSTS IMPOSED ON AN OWNER
13 TO RECOVER A STOLEN VEHICLE; REQUIRING A LAW ENFORCEMENT AGENCY
14 TO NOTIFY THE OWNER OF A RECOVERED STOLEN VEHICLE BEFORE THE
15 VEHICLE IS TOWED OR STORED.

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

18 SECTION 1. [NEW MATERIAL] STOLEN MOTOR VEHICLES--TOWING
19 AND STORAGE FEES--REPORT.--By July 1, 2018, the department of
20 public safety shall submit a report to the legislature that
21 includes:

22 A. for the previous five years, the number of
23 vehicles that were stolen and the number of those vehicles that
24 were recovered, in the state and in each county in the state;

25 B. in each county in the state, the average towing

underscoring material = new
[bracketed material] = delete

1 and daily storage fees imposed on vehicle owners to recover the
2 owners' stolen vehicles, and information on if and how those
3 fees vary according to time of day or calendar date;

4 C. for the previous five years, the number of
5 recovered stolen vehicles that are not reclaimed by the
6 vehicles' owners and are ultimately sold at an auction;

7 D. a review of the stolen vehicle towing and
8 storage fee policies implemented in other states, including any
9 states that allow the owner of a stolen vehicle a designated
10 time period to recover the owner's vehicle and during which
11 fees are not charged to the owner; and

12 E. an examination of the public benefits and costs
13 of requiring vehicles to be towed to a storage area or to a
14 vehicle owner's residence.

15 SECTION 2. [NEW MATERIAL] STOLEN MOTOR VEHICLES--OWNER
16 NOTIFICATION.--A law enforcement agency that recovers a stolen
17 vehicle shall notify the owner of the vehicle, if the owner's
18 identity is ascertainable, before the vehicle is towed or
19 stored.