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FISCAL IMPACT REPORT

SPONSOR Pirtle ORIGINAL DATE 1/31/18
 LAST UPDATED _____ HB _____

SHORT TITLE Conviction Records For CDL Holders SB 159

ANALYST Romero

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY18	FY19		
	NFI		

(Parenthesis () Indicate Expenditure Decreases)

Duplicates HB 182

SOURCES OF INFORMATION

LFC Files

Responses Received From

Taxation and Revenue Department (TRD)

SUMMARY

Synopsis of Bill

Senate Bill 159 amends Section 66-8-135 NMSA 1978 to require the Taxation and Revenue Department to retain records showing convictions received on a person with a commercial driver’s license for six years, except for certain specified convictions, including those specified under federal law, homicide by vehicle and driving under the influence of intoxicating liquor or drugs.

TECHNICAL ISSUES

The Taxation and Revenue Department notes the following technical issues as to the exceptions:

The Motor Vehicle Division (MVD) proposes changing the language on page 4 lines 22 through 25 and on page 5 line 1 from “for a record of conviction required to be retained for a longer period under federal law, which shall be retained as provided in federal law, or a record of conviction under Sections 66-8-10 through 66-8-112 NMSA 1978, which shall be retained for fifty-five years from the date of receipt.” to “fifty-five years for all major offenses per FMCSA Regulation 383.51, Table 1, or fifteen years for violating out-of-service order offenses or as long as a withdrawal for the offense is still in effect, whichever is longer per FMCSA Regulation 383.51, Table 4.”