HOUSE BILL 248

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

INTRODUCED BY

Martin R. Zamora and Randal S. Crowder

AN ACT

RELATING TO MOTOR VEHICLES; MAKING IT UNLAWFUL TO BLOCK PARKING SPACES DESIGNATED FOR PERSONS WITH SIGNIFICANT MOBILITY LIMITATIONS; PROVIDING A PENALTY.

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

SECTION 1. Section 66-7-352.5 NMSA 1978 (being Laws 1983, Chapter 45, Section 5, as amended) is amended to read:

"66-7-352.5. UNAUTHORIZED USE--PENALTIES.--

A. It is unlawful for any person to park a motor vehicle not displaying a special registration plate or a parking placard issued pursuant to Section 66-3-16 NMSA 1978 in a designated accessible parking space for persons with significant mobility limitation.

B. It is unlawful for any person to park a motor vehicle in such a manner so as to block access to:

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1   (1)   any part of a curb cut designed for

2 access by persons with significant mobility limitation; or

3   (2) a designated accessible parking space for

4 persons with significant mobility limitation.

5   C. A person convicted of violating Subsection A or

6 B of this section is subject to a fine of not less than two

7 hundred fifty dollars ($250) or more than five hundred dollars

8 ($500). Failure to properly display a parking placard or

9 special registration plate issued pursuant to Section 66-3-16

10 NMSA 1978 is not a defense against a charge of violation of

11 Subsection A or B of this section.

12   D. A vehicle parked in violation of Subsection A or

13 B of this section is subject to being towed at the expense of

14 the vehicle owner upon authorization by law enforcement

15 personnel or by the property owner or manager of a parking lot.

16   E. A law enforcement officer may issue a citation

17 or authorize towing of a vehicle for a violation of Subsection

18 A or B of this section regardless of the presence of the

19 driver."

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