

1 SENATE BILL 248

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 Mimi Stewart

5  
6  
7  
8  
9  
10 AN ACT

11 RELATING TO MOTOR VEHICLE DEALERS; ESTABLISHING STANDARDS FOR  
12 REQUIRED DEALER EDUCATION.

13  
14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

15 SECTION 1. Section 66-4-2 NMSA 1978 (being Laws 1978,  
16 Chapter 35, Section 215, as amended) is amended to read:

17 "66-4-2. DEPARTMENT TO ISSUE LICENSE.--

18 A. Except for recreational vehicles, the  
19 department, upon receiving an initial nonfranchise dealership  
20 application accompanied by the required fee and when satisfied  
21 that the applicant is of good character, has completed eight  
22 hours of education [~~training~~] as approved by the department and  
23 complies with the laws of this state with reference to the  
24 registration of vehicles and certificates of title and the  
25 provisions of the Motor Vehicle Code, shall issue to the

.211622.1

underscored material = new  
[bracketed material] = delete

underscored material = new  
[bracketed material] = delete

1 applicant a license that entitles the licensee to conduct the  
2 business of a dealer, auto recycler or title service company.  
3 The license may be renewed upon application, payment of the fee  
4 required by law and completion every [~~two years~~] year of four  
5 hours of continuing education as approved by the department. A  
6 licensee shall not lease, loan, transfer or sell its license to  
7 another person, and no person shall use the license of another  
8 person for any purpose.

9 B. A dealer or auto recycler licensee, before  
10 moving any of the licensee's places of business or opening any  
11 additional place of business, shall apply to the department for  
12 and obtain a supplemental license for which no fee shall be  
13 charged. No supplemental license shall be issued to a dealer,  
14 other than a dealer in motorcycles only, for an additional  
15 place of business unless the business already has an  
16 established place of business.

17 C. A person to whom the department has issued a  
18 license to conduct the business of a dealer in motorcycles only  
19 is also deemed a recycler of motorcycles without additional  
20 license.

21 D. For purposes of this section, "education" means  
22 training provided at a physical location in the state through  
23 an organization that has been granted exemption from the  
24 federal income tax as an organization described in Section  
25 501(c)(3) or 501(c)(6) of the Internal Revenue Code of 1986, as

.211622.1

underscored material = new  
~~[bracketed material] = delete~~

1 amended or renumbered, and by an individual who has held a New  
2 Mexico license as a dealer for not less than ten years."

3 - 3 -  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25