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HOUSE BILL 23

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

Art De La Cruz

AN ACT

RELATING TO MOTOR VEHICLES; CREATING THE "IRON HORSE"
REGISTRATION PLATE FOR MOTORCYCLES OWNED AS COLLECTOR'S ITEMS
THAT ARE AT LEAST THIRTY-FIVE YEARS OLD; ESTABLISHING
REQUIREMENTS; PROVIDING PENALTIES; MAKING AN APPROPRIATION.

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

SECTION 1. A new Section 66-3-27.1 NMSA 1978 is enacted
to read:

"66-3-27.1. [NEW MATERIAL] IRON HORSE REGISTRATION
PLATE.--

A. A motorcycle at least thirty-five years old
owned as a collector's item and used solely for exhibition and
educational purposes is an "iron horse". On application to the
division, the owner of an iron horse may receive a certificate
of title and permanent registration upon:

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1 (1) payment of a fee of seven dollars (\$7.00);
2 and

3 (2) submission of a witnessed bill of sale on
4 the iron horse or an affidavit that the vehicle was assembled
5 by the owner from parts of motorcycles at least thirty-five
6 years old.

7 B. Upon approval of the application, the division
8 shall issue one five-year registration plate with registration
9 numbers and the words "Iron Horse", "Land of Enchantment" and
10 "New Mexico". The plate, bearing no date, shall be attached to
11 the rear of the vehicle.

12 C. Upon transfer of ownership of an iron horse, the
13 new owner shall apply to the division for a transfer of title
14 as provided in and subject to the penalties contained in
15 Section 66-3-103 NMSA 1978. The registration plates shall
16 remain with the transferred motorcycle.

17 D. Beginning on July 1, 2029, each iron horse
18 registration plate shall be revalidated upon application
19 approved by the division, accompanied by a fee of five dollars
20 (\$5.00). Upon loss of the original registration plate, a
21 duplicate plate may be obtained by the owner upon payment of a
22 fee of seven dollars (\$7.00).

23 E. A person who violates this section is guilty of
24 a penalty assessment misdemeanor.

25 F. Fees collected pursuant to this section shall be

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1 retained by and are appropriated to the department to defray
2 the cost of making and issuing iron horse motorcycle
3 registration plates."

4 SECTION 2. Section 66-8-116 NMSA 1978 (being Laws 1978,
5 Chapter 35, Section 524, as amended) is amended to read:

6 "66-8-116. PENALTY ASSESSMENT MISDEMEANORS--DEFINITION--
7 SCHEDULE OF ASSESSMENTS.--

8 A. As used in the Motor Vehicle Code and the Boat
9 Act, "penalty assessment misdemeanor" means violation of any of
10 the following listed sections of the NMSA 1978 for which,
11 except as provided in Subsections D through F of this section,
12 the listed penalty assessment is established:

13	COMMON NAME OF OFFENSE	SECTION VIOLATED	PENALTY
14			ASSESSMENT
15	Vehicles subject to		
16	registration	66-3-1	\$ 50.00
17	Improper display of		
18	registration plate	66-3-18	25.00
19	Failure to notify of		
20	change of name or address	66-3-23	25.00
21	Lost or damaged registration,		
22	plate or title	66-3-24	25.00
23	Horseless carriage		
24	registration	66-3-27	25.00
25	<u>Iron horse registration</u>	<u>66-3-27.1</u>	<u>25.00</u>

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1	Transfer of registration		
2	and title	66-3-103	25.00
3	Expiration of dealer		
4	plates	66-3-403	25.00
5	Special registration		
6	plates	66-3-409, 66-3-412.1,	
7		66-3-413, 66-3-415,	
8		66-3-417, 66-3-419,	
9		66-3-421, 66-3-422,	
10		66-3-424.4, 66-3-424.5,	
11		66-3-424.7, 66-3-424.9,	
12		66-3-424.13, 66-3-424.16	
13		and 66-3-424.28	75.00
14	Bicycle laws	66-3-701	
15		through	
16		66-3-707	50.00
17	No license display	66-5-16	25.00
18	Failure to change		
19	address or name on		
20	license	66-5-22	25.00
21	Permitting unauthorized		
22	minor to drive	66-5-40	50.00
23	Permitting unauthorized		
24	person to drive	66-5-41	25.00
25	Failure to obey sign	66-7-104	25.00

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1	Failure to obey signal	66-7-105	25.00
2	Pedestrian signs and		
3	signals	66-7-106	
4		through	
5		66-7-108	25.00
6	Speeding	66-7-301	
7	(1) up to and including		
8	ten miles an hour		
9	over the speed limit		25.00
10	(2) from eleven up to		
11	and including fifteen		
12	miles an hour		
13	over the speed limit		30.00
14	(3) from sixteen up to		
15	and including twenty		
16	miles an hour over the		
17	speed limit		65.00
18	(4) from twenty-one up to		
19	and including twenty-five		
20	miles an hour		
21	over the speed limit		100.00
22	(5) from twenty-six up to		
23	and including thirty		
24	miles an hour over the		
25	speed limit		125.00

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1	(6) from thirty-one up to		
2	and including thirty-five		
3	miles an hour over the		
4	speed limit		150.00
5	(7) more than thirty-five		
6	miles an hour over the		
7	speed limit		200.00
8	Unfastened safety belt	66-7-372	25.00
9	Child not in restraint device		
10	or seat belt	66-7-369	25.00
11	Minimum speed	66-7-305	25.00
12	Speeding	66-7-306	25.00
13	Improper starting	66-7-324	25.00
14	Improper backing	66-7-354	25.00
15	Improper lane	66-7-308	25.00
16	Improper lane	66-7-313	25.00
17	Improper lane	66-7-316	25.00
18	Improper lane	66-7-317	25.00
19	Improper lane	66-7-319	25.00
20	Improper passing	66-7-309	
21	through		
22		66-7-312	25.00
23	Improper passing	66-7-315	25.00
24	Controlled access		
25	violation	66-7-320	25.00

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1	Controlled access		
2	violation	66-7-321	25.00
3	Improper turning	66-7-322	25.00
4	Improper turning	66-7-323	25.00
5	Improper turning	66-7-325	25.00
6	Following too closely	66-7-318	25.00
7	Failure to yield	66-7-328	
8		through	
9		66-7-331	25.00
10	Failure to yield	66-7-332	50.00
11	Failure to yield	66-7-332.1	25.00
12	Pedestrian violation	66-7-333	
13		through	
14		66-7-340	25.00
15	Failure to stop	66-7-342	
16		and 66-7-344	
17		through	
18		66-7-346	25.00
19	Railroad-highway grade		
20	crossing violation	66-7-341	
21		and 66-7-343	150.00
22	Passing school bus	66-7-347	100.00
23	Failure to signal	66-7-325	
24		through	
25		66-7-327	25.00

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1	Riding on motorcycles	66-7-355	100.00
2	Video screens in		
3	automobiles	66-7-358	25.00
4	Driving on mountain		
5	highways	66-7-359	25.00
6	Coasting prohibited	66-7-360	25.00
7	Animals on highway at		
8	night	66-7-363	50.00
9	Failure to secure load	66-7-407	100.00
10	Operation without oversize-		
11	overweight permit	66-7-413	50.00
12	Transport of reducible		
13	load with special		
14	permit more than six miles		
15	from a border crossing	66-7-413	100.00
16	Driving while license		
17	administratively		
18	suspended	66-5-39.2	25.00
19	Improper equipment	66-3-801	
20	through		
21		66-3-840	
22		and 66-3-842	
23	through		
24		66-3-851	50.00
25	Improper equipment	66-3-901	50.00

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1	Improper emergency		
2	signal	66-3-853	
3		through	
4		66-3-857	25.00
5	Minor on motorcycle		
6	without helmet	66-7-356	300.00
7	Operation interference	66-7-357	50.00
8	Littering	66-7-364	300.00
9	Improper parking	66-7-349	
10		through	
11		66-7-352	
12		and 66-7-353	25.00
13	Improper parking	66-3-852	25.00
14	Riding in or towing		
15	occupied house trailer	66-7-366	25.00
16	Improper opening of doors	66-7-367	25.00
17	No slow-moving vehicle		
18	emblem or flashing		
19	amber light	66-3-887	25.00
20	Open container-first		
21	violation	66-8-138	25.00
22	Texting while driving-		
23	(1) first violation	66-7-374	25.00
24	(2) second and subsequent		
25	violation		50.00

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1 Using a handheld mobile
2 communication device
3 while driving a
4 commercial motor vehicle 66-7-375
5 (1) first violation 25.00
6 (2) second and subsequent
7 violation 50.00
8 Improper use of travel lane 66-7-376 250.00.

9 B. The term "penalty assessment misdemeanor" does
10 not include a violation that has caused or contributed to the
11 cause of an accident resulting in injury or death to a person.

12 C. When an alleged violator of a penalty assessment
13 misdemeanor elects to accept a notice to appear in lieu of a
14 notice of penalty assessment, a fine imposed upon later
15 conviction shall not exceed the penalty assessment established
16 for the particular penalty assessment misdemeanor and probation
17 imposed upon a suspended or deferred sentence shall not exceed
18 ninety days.

19 D. The penalty assessment for speeding in violation
20 of Paragraph (5) of Subsection A of Section 66-7-301 NMSA 1978
21 is twice the penalty assessment established in Subsection A of
22 this section for the equivalent miles per hour over the speed
23 limit.

24 E. Upon a second conviction for operation without a
25 permit for excessive size or weight pursuant to Section
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1 66-7-413 NMSA 1978, the penalty assessment shall be two hundred
2 fifty dollars (\$250). Upon a third or subsequent conviction,
3 the penalty assessment shall be five hundred dollars (\$500).

4 F. Upon a second conviction for transport of a
5 reducible load with a permit for excessive size or weight
6 pursuant to Subsection N of Section 66-7-413 NMSA 1978 more
7 than six miles from a port-of-entry facility on the border with
8 Mexico, the penalty assessment shall be five hundred dollars
9 (\$500). Upon a third or subsequent conviction, the penalty
10 assessment shall be one thousand dollars (\$1,000)."

11 SECTION 3. EFFECTIVE DATE.--The effective date of the
12 provisions of this act is July 1, 2025.