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**HOUSE BILL 192**

**45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001**

**INTRODUCED BY**

**John A. Heaton**

**AN ACT**

**RELATING TO MOTOR VEHICLES; PROVIDING FOR DISTRIBUTION OF TIRE  
RECYCLING FEES; INCREASING TIRE RECYCLING FEES; MAKING AN  
APPROPRIATION.**

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

**Section 1. Section 66-6-1 NMSA 1978 (being Laws 1978,  
Chapter 35, Section 336, as amended) is amended to read:**

**"66-6-1. MOTORCYCLES--REGISTRATION FEES.--**

**A. For the registration of motorcycles, the  
department shall collect the following fees for a twelve-month  
registration period:**

**(1) for each motorcycle having not more than  
two wheels in contact with the ground, eleven dollars  
(\$11.00); and**

**(2) for each motorcycle having three wheels**

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1 in contact with the ground or having a sidecar, eleven dollars  
2 (\$11.00).

3 B. In addition to other fees required by this  
4 section, the department shall collect, for each motorcycle, an  
5 annual tire recycling fee of [~~fifty cents (\$.50)~~] one dollar  
6 (\$1.00) for a twelve-month registration period. "

7 Section 2. Section 66-6-2 NMSA 1978 (being Laws 1978,  
8 Chapter 35, Section 337, as amended) is amended to read:

9 "66-6-2. PASSENGER VEHICLES--REGISTRATION FEES. --For  
10 registration of each motor vehicle other than motorcycles,  
11 trucks, buses and tractors, the [~~division~~] department shall  
12 collect the following fees for a twelve-month registration  
13 period:

14 A. for a vehicle whose gross factory shipping  
15 weight is not more than two thousand pounds, twenty dollars  
16 (\$20.00); provided, however, that after five years of  
17 registration, calculated from the date when the vehicle was  
18 first registered in this or another state, the fee is sixteen  
19 dollars (\$16.00);

20 B. for a vehicle whose gross factory shipping  
21 weight is more than two thousand but not more than three  
22 thousand pounds, twenty-nine dollars (\$29.00); provided,  
23 however, that after five years of registration, calculated  
24 from the date when the vehicle was first registered in this or  
25 another state, the fee is twenty-three dollars (\$23.00);

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1 C. for a vehicle whose gross factory shipping  
2 weight is more than three thousand pounds, forty-two dollars  
3 (\$42.00); provided, however, that after five years of  
4 registration, calculated from the date when the vehicle was  
5 first registered in this or another state, the fee is  
6 thirty-four dollars (\$34.00); and

7 D. [~~beginning July 1, 1994~~] for each vehicle  
8 registered pursuant to the provisions of this section, a tire  
9 recycling fee of [~~one dollar (\$1.00)~~] one dollar fifty cents  
10 (\$1.50) for a twelve-month registration period. "

11 Section 3. Section 66-6-4 NMSA 1978 (being Laws 1978,  
12 Chapter 35, Section 339, as amended by Laws 1994, Chapter 117,  
13 Section 20 and also by Laws 1994, Chapter 126, Section 20) is  
14 amended to read:

15 "66-6-4. REGISTRATION FEES--TRUCKS, TRUCK TRACTORS, ROAD  
16 TRACTORS AND BUSES. --

17 A. Within their respective jurisdictions, the  
18 motor vehicle division and the motor transportation  
19 [~~divisions~~] division of the department of public safety shall  
20 charge registration fees for trucks, truck tractors, road  
21 tractors and buses, except as otherwise provided by law,  
22 according to the schedule of Subsection B of this section.

23	B. Declared Gross Weight	Fee
24	001 to 4,000	\$ 30
25	4,001 to 6,000	41

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1	6,001 to 8,000	52
2	8,001 to 10,000	63
3	10,001 to 12,000	74
4	12,001 to 14,000	85
5	14,001 to 16,000	96
6	16,001 to 18,000	107
7	18,001 to 20,000	118
8	20,001 to 22,000	129
9	22,001 to 24,000	140
10	24,001 to 26,000	151
11	26,001 to 48,000	88.50
12	48,001 and over	129.50.

13 C. All trucks whose declared gross weight or whose  
14 gross vehicle weight is less than twenty-six thousand pounds,  
15 after five years of registration, calculated from the date  
16 when the vehicle was first registered in this or another  
17 state, shall be charged registration fees at eighty percent of  
18 the rate set out in Subsection B of this section.

19 D. All trucks with a gross vehicle weight of more  
20 than twenty-six thousand pounds and all truck tractors and  
21 road tractors used to tow freight trailers shall be registered  
22 on the basis of combination gross vehicle weight.

23 E. All trucks with a gross vehicle weight of  
24 twenty-six thousand pounds or less shall be registered on the  
25 basis of gross vehicle weight. Any trailer, semitrailer or

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1 pole trailer towed by a truck of such gross vehicle weight  
2 shall be classified as a utility trailer for registration  
3 purposes unless otherwise provided by law.

4 F. All farm vehicles having a declared gross  
5 weight of more than six thousand pounds shall be charged  
6 registration fees of two-thirds of the rate of the respective  
7 fees provided in this section and shall be issued distinctive  
8 registration plates. "Farm vehicle" means any vehicle owned  
9 by a person whose principal occupation is farming or ranching  
10 and which vehicle is used principally in the transportation of  
11 farm and ranch products to market and farm and ranch supplies  
12 and livestock from the place of purchase to farms and ranches  
13 in this state; provided that the vehicle is not used for hire.

14 G. In addition to other registration fees imposed  
15 by this section, [~~beginning July 1, 1994~~] there is imposed at  
16 the time of registration an annual tire recycling fee of [~~one~~  
17 ~~dollar (\$1.00)~~] one dollar fifty cents (\$1.50) on each vehicle  
18 subject to a registration fee pursuant to this section, except  
19 for vehicles with a declared gross weight of greater than  
20 twenty-six thousand pounds upon which registration fees are  
21 imposed by Subsection B of this section.

22 H. Four percent of registration fees of trucks  
23 having a declared gross weight from twenty-six thousand one  
24 pounds to forty-eight thousand pounds declared gross vehicle  
25 weight is to be transferred to the tire recycling fund

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1 pursuant to the provisions of Section 66-6-23 NMSA 1978.

2 I. Five percent of registration fees of trucks in  
3 excess of forty-eight thousand pounds declared gross vehicle  
4 weight is to be transferred to the tire recycling fund  
5 pursuant to the provisions of Section 66-6-23 NMSA 1978. "

6 Section 4. Section 66-6-5 NMSA 1978 (being Laws 1978,  
7 Chapter 35, Section 340, as amended by Laws 1994, Chapter 117,  
8 Section 21 and also by Laws 1994, Chapter 126, Section 21) is  
9 amended to read:

10 "66-6-5. BUS REGISTRATION FEES. --All buses shall pay the  
11 registration fees provided in Section 66-6-4 NMSA 1978 except  
12 for school buses and buses operated by religious or nonprofit  
13 charitable organizations for the express purpose of the  
14 organization, for which the annual registration fee is five  
15 dollars (\$5.00). In addition to other registration fees  
16 imposed by this section, [~~beginning July 1, 1994~~] there is  
17 imposed at the time of registration an annual tire recycling  
18 fee of [~~twenty-five cents (\$.25)~~] fifty cents (\$.50) per wheel  
19 that is in contact with the ground on each vehicle subject to  
20 a registration fee pursuant to this section. "

21 Section 5. Section 66-6-8 NMSA 1978 (being Laws 1978,  
22 Chapter 35, Section 343, as amended by Laws 1994, Chapter 117,  
23 Section 22 and also by Laws 1994, Chapter 126, Section 22) is  
24 amended to read:

25 "66-6-8. BUS REGISTRATION--AGRICULTURAL LABOR FEES. --

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1           A. Any bus having a normal seating capacity of  
2 forty passengers or less and that is used exclusively for the  
3 transportation of agricultural laborers may be registered upon  
4 payment to the [~~division~~] department of a fee of twenty-five  
5 dollars (\$25.00).

6           B. In addition to the registration fee imposed by  
7 this section, there is imposed at the time of registration an  
8 annual tire recycling fee of [~~twenty-five cents (\$.25)~~] fifty  
9 cents (\$.50) per wheel that is in contact with the ground on  
10 each vehicle subject to a registration fee pursuant to this  
11 section.

12           C. Application for registration of a bus under  
13 this section shall be made in the form prescribed by the  
14 [~~division~~] department and shall be accompanied by an affidavit  
15 that the bus will be used exclusively for the transportation  
16 of agricultural laborers. Upon registration, the bus is  
17 exempt from tariff-filing requirements of the [~~state~~  
18 corporation] public regulation commission. "

19           Section 6. Section 66-6-23 NMSA 1978 (being Laws 1978,  
20 Chapter 35, Section 358, as amended) is amended to read:

21           "66-6-23. DISPOSITION OF FEES. --

22           A. After the necessary disbursements for refunds  
23 and other purposes have been made, the money remaining in the  
24 motor vehicle suspense fund, except for remittances received  
25 within the previous two months that are unidentified as to

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1 source or disposition, shall be distributed as follows:

2 (1) to each municipality, county or fee agent  
3 operating a motor vehicle field office:

4 (a) an amount equal to six dollars  
5 (\$6.00) per driver's license and three dollars (\$3.00) per  
6 identification card or motor vehicle or motorboat registration  
7 or title transaction performed; and

8 (b) for each such agent determined by  
9 the secretary pursuant to [øf] Section 66-2-16 NMSA 1978 to  
10 have performed ten thousand or more transactions in the  
11 preceding fiscal year, other than a class A county with a  
12 population exceeding three hundred thousand or any  
13 municipality with a population exceeding three hundred  
14 thousand that has been designated as an agent pursuant to  
15 Section 66-2-14.1 NMSA 1978, an amount equal to one dollar  
16 (\$1.00) in addition to the amount distributed pursuant to  
17 Subparagraph (a) of this paragraph for each driver's license,  
18 identification card, motor vehicle registration, motorboat  
19 registration or title transaction performed;

20 (2) to each municipality or county, other  
21 than a class A county with a population exceeding three  
22 hundred thousand or a municipality with a population exceeding  
23 three hundred thousand designated as an agent pursuant to  
24 Section 66-2-14.1 NMSA 1978, operating a motor vehicle field  
25 office, an amount equal to fifty cents (\$.50) for each

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1 administrative service fee remitted by that county or  
2 municipality to the department pursuant to the provisions of  
3 Subsection A of Section 66-2-16 NMSA 1978;

4 (3) to the state road fund:

5 (a) an amount equal to the fee  
6 collected pursuant to Section 66-3-417 NMSA 1978;

7 (b) the remainder of each driver's  
8 license fee collected by the department employees from an  
9 applicant to whom a license is granted after deducting from  
10 the driver's license fee the amount of the distribution  
11 authorized in Paragraph (1) of this subsection with respect to  
12 that collected driver's license fee; and

13 (c) an amount equal to fifty percent of  
14 the fees collected pursuant to Section 66-6-19 NMSA 1978;

15 (4) to the local governments road fund, the  
16 amount of the fees collected pursuant to Subsection B of  
17 Section 66-5-33.1 NMSA 1978 and the remainder of the fees  
18 collected pursuant to Subsection A of Section 66-5-408 NMSA  
19 1978;

20 (5) to the department:

21 (a) any amounts reimbursed to the  
22 department pursuant to Subsection C of Section 66-2-14.1 NMSA  
23 1978;

24 (b) an amount equal to two dollars  
25 (\$2.00) of each motorcycle registration fee collected pursuant

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1 to Section 66-6-1 NMSA 1978;

2 (c) an amount equal to the fees  
3 provided for in Subsection D of Section 66-2-7 NMSA 1978,  
4 Subsection E of Section 66-2-16 NMSA 1978, Subsections J and K  
5 of Section 66-3-6 NMSA 1978 other than the administrative fee,  
6 Subsection C of Section 66-5-44 NMSA 1978 and Subsection B of  
7 Section 66-5-408 NMSA 1978; and

8 (d) the amounts due to the department  
9 pursuant to Paragraph (1) of Subsection E of Section 66-3-419  
10 NMSA 1978, Subsection E of Section 66-3-422 NMSA 1978 and  
11 Subsection E of Section 66-3-423 NMSA 1978;

12 (6) to each New Mexico institution of higher  
13 education, an amount equal to that part of the fees  
14 distributed pursuant to Paragraph (2) of Subsection D of  
15 Section 66-3-416 NMSA 1978 proportionate to the number of  
16 special registration plates issued in the name of the  
17 institution to all such special registration plates issued in  
18 the name of all institutions;

19 (7) to the armed forces veterans license  
20 fund, the amount to be distributed pursuant to Paragraph (2)  
21 of Subsection E of Section 66-3-419 NMSA 1978;

22 (8) to the children's trust fund, the amount  
23 to be distributed pursuant to Paragraph (2) of Subsection D of  
24 Section 66-3-420 NMSA 1978;

25 (9) to the state highway and transportation

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1 department, an amount equal to the fees collected pursuant to  
2 Section 66-5-35 NMSA 1978;

3 (10) to the state equalization guarantee  
4 distribution made annually pursuant to the general  
5 appropriation act, an amount equal to one hundred percent of  
6 the driver safety fee collected pursuant to Subsection D of  
7 Section 66-5-44 NMSA 1978;

8 (11) to the motorcycle training fund, two  
9 dollars (\$2.00) of each motorcycle registration fee collected  
10 pursuant to Section 66-6-1 NMSA 1978;

11 (12) [~~to the highway infrastructure fund, all~~  
12 ~~tire recycling fees collected pursuant to the provisions of~~  
13 ~~Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and 66-6-8 NMSA 1978]~~  
14 to the tire recycling fund and to the highway infrastructure  
15 fund, fifty cents (\$.50) each of the tire recycling fees  
16 collected pursuant to the provisions of Section 66-6-1 NMSA  
17 1978; to the tire recycling fund, fifty cents (\$.50) and to  
18 the highway infrastructure fund, one dollar (\$1.00) of the  
19 tire recycling fees collected pursuant to the provisions of  
20 Sections 66-6-2 and 66-6-4 NMSA 1978; and to the tire  
21 recycling fund and to the highway infrastructure fund, twenty-  
22 five cents (\$.25) each of the tire recycling fees collected  
23 pursuant to Sections 66-6-5 and 66-6-8 NMSA 1978;

24 (13) to each county, an amount equal to fifty  
25 percent of the fees collected pursuant to Section 66-6-19 NMSA

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1 1978 multiplied by a fraction, the numerator of which is the  
2 total mileage of public roads maintained by the county and the  
3 denominator of which is the total mileage of public roads  
4 maintained by all counties in the state; and

5 (14) to the litter control and beautification  
6 fund, an amount equal to the fees collected pursuant to  
7 Section 67-16-14 NMSA 1978.

8 B. The balance, exclusive of unidentified  
9 remittances, shall be distributed in accordance with Section  
10 66-6-23.1 NMSA 1978.

11 C. If any of the paragraphs, subsections or  
12 sections referred to in Subsection A of this section are  
13 recompiled or otherwise re-designated without a corresponding  
14 change to Subsection A of this section, the reference in  
15 Subsection A of this section shall be construed to be the  
16 recompiled or re-designated paragraph, subsection or section."