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HOUSE BILL 218

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

Richard D Vigil

AN ACT

RELATING TO MOTOR VEHICLES; IMPOSING AN ADMINISTRATIVE FEE FOR THE TRIP TAX; IMPOSING AN ADMINISTRATIVE FEE FOR PERMITS FOR TRANSPORTING VEHICLES AND PERMITS FOR VEHICLES OF EXCESSIVE SIZE AND WEIGHT; AMENDING AND ENACTING SECTIONS OF THE NMSA 1978; MAKING AN APPROPRIATION.

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

Section 1. A new section of the Motor Vehicle Code is enacted to read:

"NEW MATERIAL ADMINISTRATIVE FEES. --

A. The motor transportation division of the department of public safety shall impose an administrative fee of one dollar (\$1.00) per transaction for permits issued pursuant to Sections 7-15-3.1, 66-3-302 and 66-7-413 NMSA 1978.

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1           B. One half of the administrative fees collected  
2 pursuant to this section shall be used by the motor  
3 transportation division of the department of public safety for  
4 the implementation, operation and maintenance of the New  
5 Mexico commercial vehicle information systems and network.  
6 The remainder of the administrative fees shall be deposited in  
7 the state road fund."

8           Section 2. Section 66-3-302 NMSA 1978 (being Laws 1978,  
9 Chapter 35, Section 78, as amended) is amended to read:

10           "66-3-302. [~~CARAVAN TAX~~] SPECIAL PERMITS FOR  
11 TRANSPORTING VEHICLES. --

12           A. No person or any employee, agent or  
13 representative of the person shall use the highways of New  
14 Mexico for the transportation of any vehicle, regardless of  
15 whether the vehicle is registered in another state or whether  
16 the vehicle is transported on its own wheels or on another  
17 vehicle or by being drawn or towed behind another, if the  
18 vehicle is transported by any person or the agents or  
19 employees of that person engaged in the business of  
20 transporting vehicles or if the [~~vehicles are~~] vehicle is  
21 being transported for the purpose of delivery to any purchaser  
22 of the [~~vehicles~~] vehicle on a sale or contract of sale  
23 previously made, unless the vehicle carries:

- 24                           (1) a valid New Mexico registration plate;  
25                           (2) a valid dealer's plate issued by the

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1 department;

2 (3) a special permit for the use of the  
3 highways of this state for the transportation of the vehicle  
4 in the manner in which the vehicle is being transported, which  
5 has first been obtained and the fee paid as specified in this  
6 section; or

7 (4) a valid temporary transportation permit  
8 issued under Subsection B of Section 66-3-6 NMSA 1978.

9 B. Special permits for the use of the highways of  
10 this state for the transportation of such vehicles shall be  
11 issued by the department upon application on the form  
12 prescribed by the department and upon payment of a fee of  
13 seven dollars fifty cents (\$7.50) for each vehicle transported  
14 by use of its own power and a fee of five dollars (\$5.00) for  
15 each vehicle carried in or on another vehicle or towed or  
16 drawn by another vehicle and not transported in whole or in  
17 part by the use of its own power. Every permit shall show  
18 upon its face the registration number assigned to each  
19 vehicle, the name and address of the owner, the manner of  
20 transportation authorized and a description of the vehicle  
21 registered, including the engine number. The permit shall be  
22 carried at all times by the person in charge of the vehicle.  
23 A suitable tag or placard for each vehicle may be issued by  
24 the department and, if issued, shall be at all times displayed  
25 on each vehicle being transported. No such permit, tag or

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1 placard shall be used upon or in connection with the  
2 transportation of any vehicle other than the one for which the  
3 permit, tag or placard is issued.

4 C. [~~This tax shall not apply to~~] Special permits  
5 shall not be required for the transportation of vehicles  
6 carried on another vehicle for the operation of which a weight  
7 distance tax is paid, nor shall the vehicle transported be  
8 required to carry a registration plate or temporary  
9 transportation permits. The motor transportation division of  
10 the department of public safety and the New Mexico state  
11 police are authorized to impound any vehicle transported in  
12 violation of the Motor Transportation Act until a proper  
13 permit has been secured and any fine levied has been paid. "

14 Section 3. EFFECTIVE DATE. --The effective date of the  
15 provisions of this act is July 1, 2002.