

1 HOUSE BILL 153

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Jeff Steinborn

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10 AN ACT

11 RELATING TO DRIVER'S LICENSES; REQUIRING NOTICE OF PENDING
12 EXPIRATION OF DRIVER'S LICENSES, COMMERCIAL DRIVER'S LICENSES
13 AND IDENTIFICATION CARDS; REQUIRING NOTICE TO AN APPLICANT IF
14 IN-PERSON RENEWAL IS REQUIRED.

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

17 SECTION 1. Section 66-5-21 NMSA 1978 (being Laws 1978,
18 Chapter 35, Section 243, as amended by Laws 2010, Chapter 42,
19 Section 2 and by Laws 2010, Chapter 70, Section 2) is amended
20 to read:

21 "66-5-21. EXPIRATION OF LICENSE--FOUR-YEAR ISSUANCE
22 PERIOD--EIGHT-YEAR ISSUANCE PERIOD--RENEWAL.--

23 A. Except as provided in Subsection B or D of this
24 section, Section 66-5-19 NMSA 1978 and Section 66-5-67 NMSA
25 1978, all driver's licenses shall be issued for a period of

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1 four years, and each license shall expire thirty days after the
2 applicant's birthday in the fourth year after the effective
3 date of the license or shall expire thirty days after the
4 applicant's seventy-fifth birthday. A license issued pursuant
5 to Section 66-5-19 NMSA 1978 shall expire thirty days after the
6 applicant's birthday in the year in which the license expires.
7 Each license is renewable within ninety days prior to its
8 expiration or at an earlier date approved by the department.
9 The fee for the license shall be as provided in Section 66-5-44
10 NMSA 1978. The department may provide for renewal by mail or
11 telephonic or electronic means of a driver's license issued
12 pursuant to the provisions of this subsection, pursuant to
13 regulations adopted by the department that ensure adequate
14 security measures to safeguard personal information that is
15 obtained in the issuance of a driver's license. The department
16 may require an examination upon renewal of the driver's
17 license.

18 B. At the option of an applicant, a driver's
19 license may be issued for a period of eight years, provided
20 that the applicant:

21 (1) pays the amount required for a driver's
22 license issued for a term of eight years;

23 (2) otherwise qualifies for a four-year
24 driver's license; and

25 (3) will not reach the age of seventy-five

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1 during the last four years of the eight-year license period or
2 reach the age of twenty-one during any year within the term of
3 the license.

4 C. A driver's license issued pursuant to the
5 provisions of Subsection B of this section shall expire thirty
6 days after the applicant's birthday in the eighth year after
7 the effective date of the license.

8 D. A driver's license issued prior to an
9 applicant's twenty-first birthday shall expire thirty days
10 after the applicant's twenty-first birthday. A driver's
11 license issued prior to an applicant's twenty-first birthday
12 may be issued for a period of up to five years.

13 E. The director may adopt regulations providing for
14 the proration of driver's license fees and commercial driver's
15 license fees due to shortened licensure periods permitted
16 pursuant to Subsection A of Section 66-5-19 NMSA 1978 or for
17 licensure periods authorized pursuant to the provisions of this
18 section.

19 F. Ninety days prior to the expiration of a
20 driver's license, the department shall provide to the licensee
21 written notice of the license's expiration date and
22 instructions for renewal of the license, including the
23 requirement to renew in person, if one exists."

24 SECTION 2. Section 66-5-67 NMSA 1978 (being Laws 1989,
25 Chapter 14, Section 16, as amended) is amended to read:

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1 "66-5-67. EXPIRATION AND RENEWAL--STAGGERED LICENSING
2 DURING IMPLEMENTATION PERIOD.--

3 A. Except as provided in Subsections C and E of
4 this section, a commercial driver's license issued pursuant to
5 the provisions of the New Mexico Commercial Driver's License
6 Act shall expire thirty days after the applicant's birthday in
7 the fourth year after the effective date of the license.

8 B. The license is renewable within ninety days
9 prior to its expiration or at an earlier date as approved by
10 the secretary.

11 C. At the option of an applicant, a commercial
12 driver's license may be issued for a period of eight years,
13 provided that the applicant:

14 (1) pays the amount required for a commercial
15 driver's license issued for a term of eight years;

16 (2) otherwise qualifies for a four-year
17 commercial driver's license; and

18 (3) will not reach the age of seventy-five
19 during the last four years of the eight-year license period.

20 D. A driver's license issued pursuant to the
21 provisions of Subsection C of this section shall expire thirty
22 days after the applicant's birthday in the eighth year after
23 the effective date of the license.

24 E. A commercial driver's license with a hazardous
25 material endorsement shall expire:

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1 (1) for an applicant transferring a commercial
2 driver's license with the hazardous material endorsement, four
3 years from the date of the last background check and testing
4 for the hazardous material endorsement; or

5 (2) for an applicant adding endorsements or
6 other changes to the commercial driver's license, no later than
7 the expiration date of the commercial driver's license
8 originally issued with the hazardous material endorsement.

9 F. Ninety days prior to the expiration of a
10 commercial driver's license, the department shall provide to
11 the licensee written notice of the license's expiration date
12 and instructions for renewal of the license, including the
13 requirement to renew in person, if one exists."

14 SECTION 3. Section 66-5-403 NMSA 1978 (being Laws 1973,
15 Chapter 269, Section 3, as amended by Laws 2010, Chapter 42,
16 Section 3 and by Laws 2010, Chapter 70, Section 3) is amended
17 to read:

18 "66-5-403. EXPIRATION OF IDENTIFICATION CARDS--DURATION--
19 RENEWAL.--

20 A. Except as provided in Subsection B or C of this
21 section, every identification card shall be issued for a period
22 not to exceed four years and shall expire on the last day of
23 the month of the identified person's birth in the fourth year
24 after the effective date of the identification card.

25 B. An identification card may be renewed within

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1 ninety days prior to its expiration or at an earlier date
2 approved by the department. An identification card may be
3 renewed by mail or telephonic or electronic means pursuant to
4 regulations adopted by the department. The regulations shall
5 ensure adequate security measures to safeguard personal
6 information that is obtained in the issuance of an
7 identification card.

8 C. At the option of the applicant for an
9 identification card, a card may be issued for a period of eight
10 years, provided that the applicant pays the amount required for
11 an identification card issued for a term of eight years. An
12 identification card issued pursuant to the provisions of this
13 subsection shall expire on the last day of the month of the
14 applicant's birth in the eighth year after the effective date
15 of the identification card. The identification card may be
16 renewed within ninety days prior to its expiration.

17 D. Ninety days prior to the expiration of an
18 identification card, the department shall provide to the
19 licensee written notice of the identification card's expiration
20 date and instructions for renewal of the identification card,
21 including the requirement to renew in person, if one exists."

22 SECTION 4. EFFECTIVE DATE.--The effective date of the
23 provisions of this act is July 1, 2015.