

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 464

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

INTRODUCED BY

Deborah A. Armstrong

AN ACT

RELATING TO SPECIAL REGISTRATION PLATES; REQUIRING THE TAXATION
AND REVENUE DEPARTMENT TO ESTABLISH A DESIGN ELEMENT THAT
DENOTES SIGNIFICANT MOBILITY LIMITATION AND TO ISSUE THAT
DESIGN ELEMENT ON ANOTHER SPECIAL REGISTRATION PLATE IF
REQUESTED BY A PERSON WHO QUALIFIES.

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

SECTION 1. Section 66-3-16 NMSA 1978 (being Laws 1978,
Chapter 35, Section 36, as amended) is amended to read:

"66-3-16. DISTINCTIVE REGISTRATION PLATES--PERSONS WITH
SIGNIFICANT MOBILITY LIMITATION--PARKING PLACARD.--

A. The division shall issue distinctive
registration plates for use on motor vehicles and motorcycles
owned by a person with a significant mobility limitation who
requests a distinctive registration plate and who proves

.199746.1

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

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

1 satisfactorily to the division that the person meets the
2 standard provided in Subsection [~~J~~] K of this section. No fee
3 in addition to the regular registration fee, if any, applicable
4 to the motor vehicle or motorcycle shall be collected for
5 issuance of distinctive registration plates pursuant to this
6 section.

7 B. No person shall falsely claim to have a
8 significant mobility limitation so as to be eligible to be
9 issued a distinctive registration plate or a parking placard
10 pursuant to this section when the person does not in fact have
11 a significant mobility limitation. Upon notice and opportunity
12 to be heard, the division may revoke and demand return of any
13 placard when:

14 (1) it was issued in error or with false
15 information;

16 (2) the person receiving the placard is no
17 longer eligible; or

18 (3) the placard is being used by ineligible
19 persons.

20 C. Upon written application to the division
21 accompanied by a medical statement by a licensed physician
22 attesting to the permanent significant mobility limitation, a
23 resident of the state who has a significant mobility
24 limitation, as provided in this section, may apply for and be
25 issued no more than two parking placards for display upon a

.199746.1

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

1 motor vehicle registered to the person or motor vehicle owned
2 by another person who is transporting the person with a
3 significant mobility limitation. The physician shall provide
4 the division all information and records necessary to issue a
5 permanent parking placard. Once approved for use of a
6 permanent parking placard, a person with a significant mobility
7 limitation shall not be required to furnish further medical
8 information.

9 D. A parking placard issued pursuant to this
10 section shall expire four years from the date it was issued.

11 E. The division shall issue two-sided hanger-style
12 parking placards with the following characteristics:

13 (1) a picture of the international symbol of
14 access;

15 (2) a hologram to make duplication difficult;

16 (3) an imprinted expiration date; and

17 (4) a full-face photograph of the holder on
18 the inside of the placard covered by a flap.

19 F. The division shall consult with the governor's
20 commission on disability for continued issuance and format of
21 the placard.

22 G. The division may issue an identification card
23 containing a full-face photograph of the holder of the
24 registration plate or parking placard and the number of the
25 registration plate or parking placard issued to that person.

.199746.1

underscored material = new
[bracketed material] = delete

1 H. Upon written application to the division
2 accompanied by a medical statement from a licensed physician
3 attesting to a temporary significant mobility limitation, a
4 person may be issued a temporary placard for no more than one
5 year. The physician shall provide the division all information
6 and records necessary to issue a temporary placard.

7 I. Registration plates or parking placards issued
8 to a person with a significant mobility limitation by another
9 state or foreign jurisdiction shall be honored until the motor
10 vehicle or motorcycle is registered or the parking placard
11 holder establishes residency in this state.

12 J. The division shall establish a design element
13 that denotes significant mobility limitation and shall issue
14 that design element on another special registration plate if
15 requested by a person who has a significant mobility limitation
16 and who qualifies for the other requested special registration
17 plate; provided that all fees and qualifications required to
18 obtain the other requested special registration plate are
19 satisfied by the requester.

20 ~~[J.]~~ K. A "person with a significant mobility
21 limitation" means a person who:

22 (1) cannot walk one hundred feet without
23 stopping to rest;

24 (2) cannot walk without the use of a brace,
25 cane or crutch or without assistance from another person, a

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

- 1 prosthetic device, a wheelchair or other assistive device;
- 2 (3) is restricted by lung disease to such an
- 3 extent that the person's forced respiratory volume, when
- 4 exhaling for one second, when measured by spirometry, is less
- 5 than one liter or the arterial oxygen tension is less than
- 6 sixty millimeters on room air at rest;
- 7 (4) uses portable oxygen;
- 8 (5) has a severe cardiac condition; or
- 9 (6) is so severely limited in the ability to
- 10 walk due to an arthritic, neurologic or orthopedic condition
- 11 that the person cannot ascend or descend more than ten stair
- 12 steps."

13 SECTION 2. EFFECTIVE DATE.--The effective date of the
14 provisions of this act is July 1, 2015.