

SENATE PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
SENATE BILL 248

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

Pursuant to House Rule 24-1, this document incorporates amendments that have been adopted prior to consideration of this measure by the House. It is a tool to show the amendments in context and is not to be used for the purpose of amendments.

AN ACT

RELATING TO MOTOR VEHICLE DEALERS; ESTABLISHING STANDARDS FOR
REQUIRED DEALER EDUCATION.

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

SECTION 1. Section 66-4-2 NMSA 1978 (being Laws 1978,
Chapter 35, Section 215, as amended) is amended to read:

"66-4-2. DEPARTMENT TO ISSUE LICENSE.--

A. Except for recreational vehicles, the
department, upon receiving an initial nonfranchise dealership
application accompanied by the required fee and when satisfied

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Amendments: new = →bold, blue, highlight←

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that the applicant Sf2 ~~is of good character,~~ Sf2 has completed eight hours of education [~~training~~] as approved by the department and complies with the laws of this state with reference to the registration of vehicles and certificates of title and the provisions of the Motor Vehicle Code, shall issue to the applicant a license that entitles the licensee to conduct the business of a dealer, auto recycler or title service company. The license may be renewed upon application, payment of the fee required by law and completion every [~~two~~ years] year of four hours of continuing education as approved by the department. A licensee shall not lease, loan, transfer or sell its license to another person, and no person shall use the license of another person for any purpose.

B. A dealer or auto recycler licensee, before moving any of the licensee's places of business or opening any additional place of business, shall apply to the department for and obtain a supplemental license for which no fee shall be charged. No supplemental license shall be issued to a dealer, other than a dealer in motorcycles only, for an additional place of business unless the business already has an established place of business.

C. A person to whom the department has issued a license to conduct the business of a dealer in motorcycles only is also deemed a recycler of motorcycles without additional license.

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Sf3→~~D. For purposes of this section, "education" means training provided at a physical location in the state:~~
~~(1) through a regionally accredited New Mexico post-secondary educational institution or an organization that has been granted exemption from the federal income tax as an organization described in Section 501(c)(3) or 501(c)(6) of the Internal Revenue Code of 1986, as amended or renumbered;~~
~~Sf1→and←Sf1~~
~~Sf1→(2) in which the student and the person providing the training appear in person; and←Sf1~~
~~Sf1→(3) (2)←Sf1 that is taught by a person who has held a New Mexico license as a dealer for not less than seven years."~~←Sf3