

1 SENATE BILL 270

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016**

3 INTRODUCED BY

4 Steven P. Neville

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10 AN ACT

11 RELATING TO MOTOR VEHICLES; ALLOWING RECREATIONAL OFF-HIGHWAY
12 AND ALL-TERRAIN VEHICLES TO DRIVE ON PAVED ROADS.

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

15 SECTION 1. Section 66-3-1011 NMSA 1978 (being Laws 1975,
16 Chapter 240, Section 11, as amended) is amended to read:

17 "66-3-1011. OPERATION ON STREETS OR HIGHWAYS--PROHIBITED
18 AREAS.--

19 A. A person shall not operate an off-highway motor
20 vehicle on any:

21 (1) limited access highway or freeway at any
22 time; or

23 (2) [~~any~~] paved street or highway except as
24 provided in Subsection B, C or D of this section.

25 B. Off-highway motor vehicles may cross streets or

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1 highways, except limited access highways or freeways, if the
2 crossings are made after coming to a complete stop prior to
3 entering the roadway. Off-highway motor vehicles shall yield
4 the right of way to oncoming traffic and shall begin a crossing
5 only when it can be executed safely and then cross in the most
6 direct manner as close to a perpendicular angle as possible.

7 C. Unless prohibited by ordinance or resolution of
8 a local authority, a recreational off-highway vehicle or an
9 all-terrain vehicle may be operated on a paved street or
10 highway with a speed limit not exceeding fifty-five miles per
11 hour if:

12 (1) the vehicle has one or more headlights and
13 one or more taillights that comply with the Off-Highway Motor
14 Vehicle Act;

15 (2) the vehicle has brakes, mirrors and
16 mufflers;

17 (3) the operator has a valid driver's license,
18 instruction permit or provisional license and an off-highway
19 motor vehicle safety permit;

20 (4) the operator is insured in compliance with
21 the provisions of the Mandatory Financial Responsibility Act;
22 and

23 (5) the operator of the vehicle is wearing eye
24 protection and a safety helmet that comply with the Off-Highway
25 Motor Vehicle Act.

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underscored material = new
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1 D. By ordinance or resolution, a local authority
2 may establish separate speed limits and operating restrictions
3 for off-highway vehicles where they are authorized to operate
4 on paved streets or highways pursuant to Subsection C of this
5 section.

6 ~~[G-]~~ E. A person shall not operate an off-highway
7 motor vehicle on state game commission-owned, -controlled or
8 -administered land except as specifically allowed pursuant to
9 Chapter 17, Article 6 NMSA 1978.

10 ~~[D-]~~ F. A person shall not operate an off-highway
11 motor vehicle on land owned, controlled or administered by the
12 state parks division of the energy, minerals and natural
13 resources department, pursuant to Chapter 16, Article 2 NMSA
14 1978, except in areas designated by and permitted by rules
15 adopted by the secretary of energy, minerals and natural
16 resources.

17 ~~[E-]~~ G. Unless authorized, a person shall not:
18 (1) remove, deface or destroy any official
19 sign installed by a state, federal, local or private land
20 management agency; or
21 (2) install any off-highway motor vehicle-
22 related sign."