

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 566

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Irvin Harrison

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING FOR SPECIAL VEHICLE
REGISTRATION PLATES TO SUPPORT SPAYING AND NEUTERING OF PETS;
IMPOSING A FEE; MAKING APPROPRIATIONS.

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

Section 1. A new section of the Motor Vehicle Code,

Section 66-3-116.1 NMSA 1978, is enacted to read:

"66-3-116.1. [NEW MATERIAL] SPECIAL PET CARE REGISTRATION
PLATES. --

A. The division shall establish and issue pet care
special registration plates in accordance with the provisions
of this section and shall adopt and promulgate procedures for
application for and issuance of pet care special registration
plates.

B. The division, with the advice and consultation

underscored material = new
[bracketed material] = delete

1 of animal control offices and animal shelters in communities
2 around the state, shall determine the color and design of the
3 pet care special registration plate and provide for its
4 issuance.

5 C. For a fee of thirty-five dollars (\$35.00) in
6 addition to the regular motor vehicle registration fees, an
7 owner of a motor vehicle may apply for the issuance of a pet
8 care special registration plate. The owner of a motor vehicle
9 shall apply and pay the fee each year that he wishes to retain
10 and renew his pet care special registration plate.

11 D. The revenue from the pet care special
12 registration plates shall be distributed as follows:

13 (1) ten dollars (\$10.00) of the fee collected
14 for each pet care special registration plate shall be retained
15 by the division in fiscal years 2004 and 2005 and is
16 appropriated to the division for the manufacture and issuance
17 of the registration plates. Thereafter, that amount of each
18 fee shall be paid to the state treasurer for credit to the
19 motor vehicle suspense fund for distribution in accordance with
20 Section 66-6-23 NMSA 1978; and

21 (2) twenty-five dollars (\$25.00) of the fee
22 collected for each pet care special registration plate shall be
23 paid to the state treasurer for credit to the motor vehicle
24 suspense fund for distribution in accordance with Section
25 66-6-23 NMSA 1978. "

. 144023. 1

underscored material = new
[bracketed material] = delete

1 Section 2. Section 66-6-23 NMSA 1978 (being Laws 1978,
2 Chapter 35, Section 358, as amended) is amended to read:

3 "66-6-23. DISPOSITION OF FEES. --

4 A. After the necessary disbursements for refunds
5 and other purposes have been made, the money remaining in the
6 motor vehicle suspense fund, except for remittances received
7 within the previous two months that are unidentified as to
8 source or disposition, shall be distributed as follows:

9 (1) to each municipality, county or fee agent
10 operating a motor vehicle field office:

11 (a) an amount equal to six dollars
12 (\$6.00) per driver's license and three dollars (\$3.00) per
13 identification card or motor vehicle or motorboat registration
14 or title transaction performed; and

15 (b) for each such agent determined by
16 the secretary pursuant to Section 66-2-16 NMSA 1978 to have
17 performed ten thousand or more transactions in the preceding
18 fiscal year, other than a class A county with a population
19 exceeding three hundred thousand or any municipality with a
20 population exceeding three hundred thousand that has been
21 designated as an agent pursuant to Section 66-2-14.1 NMSA 1978,
22 an amount equal to one dollar (\$1.00) in addition to the amount
23 distributed pursuant to Subparagraph (a) of this paragraph for
24 each driver's license, identification card, motor vehicle
25 registration, motorboat registration or title transaction

. 144023. 1

underscored material = new
[bracketed material] = delete

1 performed;

2 (2) to each municipality or county, other than
3 a class A county with a population exceeding three hundred
4 thousand or a municipality with a population exceeding three
5 hundred thousand designated as an agent pursuant to Section
6 66-2-14.1 NMSA 1978, operating a motor vehicle field office, an
7 amount equal to fifty cents (\$.50) for each administrative
8 service fee remitted by that county or municipality to the
9 department pursuant to the provisions of Subsection A of
10 Section 66-2-16 NMSA 1978;

11 (3) to the state road fund:

12 (a) an amount equal to the fees
13 collected pursuant to Section 66-7-413.4 NMSA 1978;

14 (b) an amount equal to the fee collected
15 pursuant to Section 66-3-417 NMSA 1978;

16 (c) the remainder of each driver's
17 license fee collected by the department employees from an
18 applicant to whom a license is granted after deducting from the
19 driver's license fee the amount of the distribution authorized
20 in Paragraph (1) of this subsection with respect to that
21 collected driver's license fee; and

22 (d) an amount equal to fifty percent of
23 the fees collected pursuant to Section 66-6-19 NMSA 1978;

24 (4) to the local governments road fund, the
25 amount of the fees collected pursuant to Subsection B of

. 144023. 1

underscored material = new
[bracketed material] = delete

1 Section 66-5-33.1 NMSA 1978 and the remainder of the fees
2 collected pursuant to Subsection A of Section 66-5-408 NMSA
3 1978;

4 (5) to the department:

5 (a) any amounts reimbursed to the
6 department pursuant to Subsection C of Section 66-2-14.1 NMSA
7 1978;

8 (b) an amount equal to two dollars
9 (\$2.00) of each motorcycle registration fee collected pursuant
10 to Section 66-6-1 NMSA 1978;

11 (c) an amount equal to the fees provided
12 for in Subsection D of Section 66-2-7 NMSA 1978, Subsection E
13 of Section 66-2-16 NMSA 1978, Subsections J and K of Section
14 66-3-6 NMSA 1978 other than the administrative fee, Subsection
15 C of Section 66-5-44 NMSA 1978 and Subsection B of Section
16 66-5-408 NMSA 1978;

17 (d) the amounts due to the department
18 pursuant to Paragraph (1) of Subsection E of Section 66-3-419
19 NMSA 1978, Subsection E of Section 66-3-422 NMSA 1978 and
20 Subsection E of Section 66-3-423 NMSA 1978; and

21 (e) an amount equal to the registration
22 fees collected pursuant to Section 66-6-6.1 NMSA 1978 for the
23 purposes of enforcing the provisions of the Mandatory Financial
24 Responsibility Act and for creating and maintaining a
25 multilanguage noncommercial driver's license testing program;

. 144023. 1

underscored material = new
[bracketed material] = delete

1 (6) to each New Mexico institution of higher
2 education, an amount equal to that part of the fees distributed
3 pursuant to Paragraph (2) of Subsection D of Section 66-3-416
4 NMSA 1978 proportionate to the number of special registration
5 plates issued in the name of the institution to all such
6 special registration plates issued in the name of all
7 institutions;

8 (7) to the armed forces veterans license fund,
9 the amount to be distributed pursuant to Paragraph (2) of
10 Subsection E of Section 66-3-419 NMSA 1978;

11 (8) to the children's trust fund, the amount
12 to be distributed pursuant to Paragraph (2) of Subsection D of
13 Section 66-3-420 NMSA 1978;

14 (9) to the state highway and transportation
15 department, an amount equal to the fees collected pursuant to
16 Section 66-5-35 NMSA 1978;

17 (10) to the state equalization guarantee
18 distribution made annually pursuant to the general
19 appropriation act, an amount equal to one hundred percent of
20 the driver safety fee collected pursuant to Subsection D of
21 Section 66-5-44 NMSA 1978;

22 (11) to the motorcycle training fund, two
23 dollars (\$2.00) of each motorcycle registration fee collected
24 pursuant to Section 66-6-1 NMSA 1978;

25 (12) to the highway infrastructure fund, all

underscored material = new
[bracketed material] = delete

1 tire recycling fees collected pursuant to the provisions of
2 Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and 66-6-8 NMSA 1978;

3 (13) to each county, an amount equal to fifty
4 percent of the fees collected pursuant to Section 66-6-19 NMSA
5 1978 multiplied by a fraction, the numerator of which is the
6 total mileage of public roads maintained by the county and the
7 denominator of which is the total mileage of public roads
8 maintained by all counties in the state; [~~and~~]

9 (14) to the litter control and beautification
10 fund, an amount equal to the fees collected pursuant to Section
11 66-6-6.2 NMSA 1978; and

12 (15) to the local government division of the
13 department of finance and administration in an amount equal to
14 the fees collected pursuant to Section 66-3-116.1 NMSA 1978 for
15 distribution to each county to support animal control spaying
16 and neutering programs, in an amount proportionate to the
17 number of residents of that county who have purchased pet care
18 special registration plates pursuant to Section 66-3-116.1 NMSA
19 1978.

20 B. The balance, exclusive of unidentified
21 remittances, shall be distributed in accordance with
22 Section 66-6-23.1 NMSA 1978.

23 C. If any of the paragraphs, subsections or
24 sections referred to in Subsection A of this section are
25 recompiled or otherwise re-designated without a corresponding

. 144023. 1

underscoring material = new
[bracketed material] = delete

1 change to Subsection A of this section, the reference in
2 Subsection A of this section shall be construed to be the
3 recompiled or re-designated paragraph, subsection or section. "

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