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SENATE BILL 593

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

INTRODUCED BY

John Pinto

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING FOR NAVAJO NATION SPECIAL  
VEHICLE REGISTRATION PLATES; IMPOSING A FEE; MAKING AN  
APPROPRIATION.

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

Section 1. A new section of the Motor Vehicle Code,  
Section 66-3-117.1 NMSA 1978, is enacted to read:

"66-3-117.1. [NEW MATERIAL] NAVAJO NATION SPECIAL  
REGISTRATION PLATES. --

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

B. The division, with the advice and consultation

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1 of the Navajo Nation department of highway safety, shall  
2 determine the color and design of the Navajo Nation special  
3 registration plate and provide for its issuance.

4 C. For a fee of twenty-five dollars (\$25.00) in  
5 addition to the regular motor vehicle registration fees, an  
6 owner of a motor vehicle may apply for the issuance of a Navajo  
7 Nation special registration plate. The owner of a motor  
8 vehicle shall apply and pay the fee each year that he wishes to  
9 retain and renew his Navajo Nation special registration plate.

10 D. The revenue from the Navajo Nation special  
11 registration plates shall be distributed as follows:

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

20 (2) fifteen dollars (\$15.00) of the fee  
21 collected for each Navajo Nation special registration plate  
22 shall be paid to the state treasurer for credit to the motor  
23 vehicle suspense fund for distribution in accordance with  
24 Section 66-6-23 NMSA 1978. "

25 Section 2. Section 66-6-23 NMSA 1978 (being Laws 1978,

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1 Chapter 35, Section 358, as amended) is amended to read:

2 "66-6-23. DISPOSITION OF FEES. --

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

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

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

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

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

10 (3) to the state road fund:

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

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

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

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

23 (4) to the local governments road fund, the  
24 amount of the fees collected pursuant to Subsection B of  
25 Section 66-5-33.1 NMSA 1978 and the remainder of the fees

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1 collected pursuant to Subsection A of Section 66-5-408 NMSA  
2 1978;

3 (5) to the department:

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

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

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

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

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

25 (6) to each New Mexico institution of higher

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

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

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

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

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

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

24 (12) to the highway infrastructure fund, all  
25 tire recycling fees collected pursuant to the provisions of

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1 Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and 66-6-8 NMSA 1978;

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

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

11 (15) to the New Mexico office of Indian  
12 affairs in an amount equal to the fees collected pursuant to  
13 Section 66-3-117.1 NMSA 1978 for distribution to the Navajo  
14 Nation department of highway safety for implementation of  
15 safety measures on roads throughout the Navajo Nation.

16 B. The balance, exclusive of unidentified  
17 remittances, shall be distributed in accordance with  
18 Section 66-6-23.1 NMSA 1978.

19 C. If any of the paragraphs, subsections or  
20 sections referred to in Subsection A of this section are  
21 recompiled or otherwise re-designated without a corresponding  
22 change to Subsection A of this section, the reference in  
23 Subsection A of this section shall be construed to be the  
24 recompiled or re-designated paragraph, subsection or section."