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SENATE BILL 286

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

Gerald Ortiz y Pino

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING A SECTION OF THE MOTOR
VEHICLE CODE TO CHANGE THE DEFINITION OF "ACCESS AISLE".

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

SECTION 1. Section 66-1-4.1 NMSA 1978 (being Laws 1990,
Chapter 120, Section 2, as amended) is amended to read:

"66-1-4.1. DEFINITIONS.--As used in the Motor Vehicle
Code:

A. "abandoned vehicle" means a vehicle or motor
vehicle that has been determined by a New Mexico law
enforcement agency:

(1) to have been left unattended on either
public or private property for at least thirty days;

(2) not to have been reported stolen;

(3) not to have been claimed by any person

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

underscored material = new
[bracketed material] = delete

1 asserting ownership; and

2 (4) not to have been shown by normal
3 record-checking procedures to be owned by any person;

4 B. "access aisle" means a space designed to allow a
5 person with a significant mobility limitation to safely exit
6 and enter a motor vehicle that is immediately adjacent to a
7 designated parking space for persons with significant mobility
8 limitation and that may be common to two such parking spaces of
9 at least sixty inches in width or, if the parking space is
10 designed for van accessibility, ninety-six inches in width, and
11 clearly marked and maintained with blue striping and, after
12 January 1, 2011, the words "NO PARKING" in capital letters,
13 each of which shall be at least one foot high and at least two
14 inches wide, placed at the rear of the [~~parking space~~] access
15 aisle so as to be close to where an adjacent vehicle's rear
16 tires would be placed;

17 C. "actual empty weight" means the weight of a
18 vehicle without a load;

19 D. "additional place of business", for dealers and
20 auto recyclers, means locations in addition to an established
21 place of business as defined in Section 66-1-4.5 NMSA 1978 and
22 meeting all the requirements of an established place of
23 business, except Paragraph (5) of Subsection C of Section
24 66-1-4.5 NMSA 1978, but "additional place of business" does not
25 mean a location used solely for storage and that is not used

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underscoring material = new
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1 for wrecking, dismantling, sale or resale of vehicles;

2 E. "alcoholic beverages" means any and all
3 distilled or rectified spirits, potable alcohol, brandy,
4 whiskey, rum, gin, aromatic bitters or any similar alcoholic
5 beverage, including all blended or fermented beverages,
6 dilutions or mixtures of one or more of the foregoing
7 containing more than one-half percent alcohol but excluding
8 medicinal bitters;

9 F. "authorized emergency vehicle" means any fire
10 department vehicle, police vehicle, ambulance and any emergency
11 vehicles of municipal departments or public utilities that are
12 designated or authorized as emergency vehicles by the director
13 of the New Mexico state police division of the department of
14 public safety or local authorities; and

15 G. "auto recycler" means a person engaged in this
16 state in an established business that includes acquiring
17 vehicles that are required to be registered under the Motor
18 Vehicle Code for the purpose of dismantling, wrecking,
19 shredding, compacting, crushing or otherwise destroying
20 vehicles for reclaimable parts or scrap material to sell."

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