

1 SENATE BILL 396

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Benny Shendo, Jr.

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10 AN ACT

11 RELATING TO TRANSPORTATION; INCREASING FEES FOR THE ANNUAL
12 REGISTRATION OF MOTORCYCLES; INCREASING DISTRIBUTIONS FROM THE
13 MOTOR VEHICLE SUSPENSE FUND TO THE MOTORCYCLE TRAINING FUND.

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

16 SECTION 1. Section 66-6-1 NMSA 1978 (being Laws 1978,
17 Chapter 35, Section 336, as amended) is amended to read:

18 "66-6-1. MOTORCYCLES--REGISTRATION FEES.--

19 A. For the registration of motorcycles, the
20 department shall collect the following fees for a twelve-month
21 registration period:

22 (1) for a motorcycle having not more than two
23 wheels in contact with the ground, [~~fifteen dollars (\$15.00)~~]
24 twenty dollars (\$20.00); and

25 (2) for a motorcycle having three wheels in

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1 contact with the ground or having a sidecar, [~~fifteen dollars~~
2 ~~(\$15.00)~~] twenty dollars (\$20.00).

3 B. In addition to other fees required by this
4 section, the department shall collect for each motorcycle an
5 annual tire recycling fee of one dollar (\$1.00) for a twelve-
6 month registration period."

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

9 "66-6-23. DISPOSITION OF FEES.--

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

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

17 (a) an amount equal to six dollars
18 (\$6.00) per driver's license and five dollars (\$5.00) per
19 identification card or motor vehicle or motorboat registration
20 or title transaction performed;

21 (b) for each such agent determined by
22 the secretary pursuant to Section 66-2-16 NMSA 1978 to have
23 performed ten thousand or more transactions in the preceding
24 fiscal year, other than a class A county with a population
25 exceeding three hundred thousand or a municipality with a

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1 population exceeding three hundred thousand that has been
2 designated as an agent pursuant to Section 66-2-14.1 NMSA 1978,
3 an amount equal to one dollar (\$1.00) in addition to the amount
4 distributed pursuant to Subparagraph (a) of this paragraph for
5 each driver's license, identification card, motor vehicle
6 registration, motorboat registration or title transaction
7 performed; and

8 (c) to each military installation
9 designated as a fee agent pursuant to Section 66-2-14.1 NMSA
10 1978, an amount equal to one dollar fifty cents (\$1.50) in
11 addition to the amount distributed pursuant to Subparagraph (a)
12 of this paragraph for each administrative service fee remitted
13 by the military installation to the department pursuant to
14 Subsection A of Section 66-2-16 NMSA 1978;

15 (2) to each municipality or county, other than
16 a class A county with a population exceeding three hundred
17 thousand or a municipality with a population exceeding three
18 hundred thousand that has been designated as an agent pursuant
19 to Section 66-2-14.1 NMSA 1978, operating a motor vehicle field
20 office, an amount equal to one dollar fifty cents (\$1.50) for
21 each administrative service fee remitted by that county or
22 municipality to the department pursuant to the provisions of
23 Subsection A of Section 66-2-16 NMSA 1978;

24 (3) to the state road fund:

25 (a) an amount equal to the fees

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1 collected pursuant to Sections 66-7-413 and 66-7-413.4 NMSA
2 1978;

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

5 (c) the remainder of each driver's
6 license fee collected by the department employees from an
7 applicant to whom a license is granted after deducting from the
8 driver's license fee the amount of the distribution authorized
9 in Paragraph (1) of this subsection with respect to that
10 collected driver's license fee; and

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

13 (4) to the local governments road fund, the
14 amount of the fees collected pursuant to Subsection B of
15 Section 66-5-33.1 NMSA 1978 and the remainder of the fees
16 collected pursuant to Subsection A of Section 66-5-408 NMSA
17 1978;

18 (5) to the department:

19 (a) any amounts reimbursed to the
20 department pursuant to Subsection D of Section 66-2-14.1 NMSA
21 1978;

22 (b) an amount equal to two dollars
23 (\$2.00) of each motorcycle registration fee collected pursuant
24 to Section 66-6-1 NMSA 1978;

25 (c) an amount equal to the fees provided

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1 for in Subsection D of Section 66-2-7 NMSA 1978, Subsection E
2 of Section 66-2-16 NMSA 1978, Subsections K and L of Section
3 66-3-6 NMSA 1978 other than the administrative fee, Subsection
4 C of Section 66-5-44 NMSA 1978 and Subsection B of Section
5 66-5-408 NMSA 1978;

6 (d) the amounts due to the department
7 for the manufacture and issuance of a special registration
8 plate collected pursuant to the section of law authorizing the
9 issuance of the specialty plate;

10 (e) an amount equal to the registration
11 fees collected pursuant to Section 66-6-6.1 NMSA 1978 for the
12 purposes of enforcing the provisions of the Mandatory Financial
13 Responsibility Act and for creating and maintaining a
14 multilanguage noncommercial driver's license testing program;
15 and after those purposes are met, the balance of the
16 registration fees shall be distributed to the department to
17 defray the costs of operating the ~~[motor vehicle]~~ division;

18 (f) an amount equal to fifty cents
19 (\$.50) for each administrative fee remitted to the department
20 by a county or municipality operating a motor vehicle field
21 office pursuant to Subsection A of Section 66-2-16 NMSA 1978;

22 (g) an amount equal to one dollar
23 twenty-five cents (\$.25) for each administrative fee collected
24 by the department or any of its agents other than a county or
25 municipality operating a motor vehicle field office pursuant to

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1 Subsection A of Section 66-2-16 NMSA 1978; and

2 (h) an amount equal to the royalties or
3 other consideration paid by commercial users of databases of
4 motor vehicle-related records of the department pursuant to
5 Subsection C of Section 14-3-15.1 NMSA 1978 for the purpose of
6 defraying the costs of maintaining databases of motor vehicle-
7 related records of the department; and after that purpose is
8 met, the balance of the royalties and other consideration shall
9 be distributed to the department to defray the costs of
10 operating the ~~[motor vehicle]~~ division or for use pursuant to
11 Subsection F of Section 66-6-13 NMSA 1978;

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

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

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

25 (9) to the department of transportation, an

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1 amount equal to the fees collected pursuant to Section 66-5-35
2 NMSA 1978;

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

8 (11) to the motorcycle training fund, [~~two~~
9 ~~dollars (\$2.00)~~] seven dollars (\$7.00) of each motorcycle
10 registration fee collected pursuant to Section 66-6-1 NMSA
11 1978;

12 (12) to the recycling and illegal dumping
13 fund:

14 (a) fifty cents (\$.50) of the tire
15 recycling fee collected pursuant to the provisions of Section
16 66-6-1 NMSA 1978;

17 (b) fifty cents (\$.50) of each of the
18 tire recycling fees collected pursuant to the provisions of
19 Sections 66-6-2 and 66-6-4 NMSA 1978; and

20 (c) twenty-five cents (\$.25) of each of
21 the tire recycling fees collected pursuant to Sections 66-6-5
22 and 66-6-8 NMSA 1978;

23 (13) to the highway infrastructure fund:

24 (a) fifty cents (\$.50) of the tire
25 recycling fee collected pursuant to the provisions of Section

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1 66-6-1 NMSA 1978;

2 (b) one dollar (\$1.00) of each of the
3 tire recycling fees collected pursuant to the provisions of
4 Sections 66-6-2 and 66-6-4 NMSA 1978; and

5 (c) twenty-five cents (\$.25) of each of
6 the tire recycling fees collected pursuant to Sections 66-6-5
7 and 66-6-8 NMSA 1978;

8 (14) to each county, an amount equal to fifty
9 percent of the fees collected pursuant to Section 66-6-19 NMSA
10 1978 multiplied by a fraction, the numerator of which is the
11 total mileage of public roads maintained by the county and the
12 denominator of which is the total mileage of public roads
13 maintained by all counties in the state;

14 (15) to the litter control and beautification
15 fund, an amount equal to the fees collected pursuant to Section
16 66-6-6.2 NMSA 1978;

17 (16) to the local government division of the
18 department of finance and administration, an amount equal to
19 the fees collected pursuant to Section 66-3-424.3 NMSA 1978 for
20 distribution to each county to support animal control spaying
21 and neutering programs in an amount proportionate to the number
22 of residents of that county who have purchased pet care special
23 registration plates pursuant to Section 66-3-424.3 NMSA 1978;
24 and

25 (17) to the Cumbres and Toltec scenic railroad

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1 commission, twenty-five dollars (\$25.00) collected pursuant to
2 the Cumbres and Toltec scenic railroad special registration
3 plate.

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

7 C. If any of the paragraphs, subsections or
8 sections referred to in Subsection A of this section are
9 recompiled or otherwise redesignated without a corresponding
10 change to Subsection A of this section, the reference in
11 Subsection A of this section shall be construed to be the
12 recompiled or redesignated paragraph, subsection or section."