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SENATE BILL 92

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

DEDE FELDMAN

FOR THE RADIOACTIVE AND HAZARDOUS MATERIALS COMMITTEE

AN ACT

RELATING TO HAZARDOUS MATERIALS TRANSPORTATION; PROVIDING FOR
DISTRIBUTION OF HAZARDOUS MATERIALS TRANSPORTATION PERMIT
FEES; CREATING THE EMERGENCY RESPONSE FUND; MAKING AN
APPROPRIATION.

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

Section 1. Section 74-4F-3 NMSA 1978 (being Laws 1996,
Chapter 37, Section 3) is amended to read:

"74-4F-3. HAZARDOUS MATERIALS TRANSPORTATION PERMIT--
DEPARTMENT DUTIES--FEES. --

A. Except as provided in Section [~~4 of the
Hazardous Materials Transportation Act~~] 74-4F-4 NMSA 1978, a
person may not transport a hazardous material on a state or
federal highway without a permit from the department.

B. The department shall establish regulations for

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1 the issuance of hazardous materials transportation permits and
2 shall issue permits to applicants who meet the requirements of
3 the regulations.

4 C. Hazardous materials transportation permits
5 shall be issued for a period not to exceed twelve months for a
6 fee of two hundred fifty dollars (\$250), regardless of the
7 number of vehicles or combination of vehicles operated by the
8 permit applicant, or the department may issue a permit for a
9 single shipment of hazardous materials for a fee of seventy-
10 five dollars (\$75.00).

11 D. Public entities may acquire a hazardous
12 materials transportation permit exempt from the fee in
13 Subsection C of this section.

14 E. A copy of any hazardous materials
15 transportation permit issued pursuant to this section shall be
16 carried in each vehicle included under conditions of the
17 permit. Hazardous materials transportation permits shall be
18 open for inspection by any peace officer.

19 F. Fees collected pursuant to this section shall
20 be deposited in the [~~general fund~~] motor vehicle suspense fund
21 and distributed at the end of each month. The net receipts
22 collected pursuant to the provisions of this section shall be
23 distributed to the emergency response fund."

24 Section 2. A new section of the Emergency Management Act
25 is enacted to read:

. 119715. 1

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
3
4

5 January 26, 1998
6

7 Mr. President:
8

9 Your COMMITTEES' COMMITTEE, to whom has been referred
10

11 SENATE BILL 92
12

13 has had it under consideration and finds same to be GERMANE,
14 pursuant to Senate Executive Message No. 6, and thence referred to
15 the WAYS & MEANS COMMITTEE.
16

17 Respectfully submitted,
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23 _____
24 Manny M. Aragon, Chairman
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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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5 February 2, 1998
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7 Mr. President:
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9 Your WAYS AND MEANS COMMITTEE, to whom has been referred
10

11 SENATE BILL 92
12

13 has had it under consideration and reports same with recommendation
14 that it DO PASS, and thence referred to the FINANCE COMMITTEE.
15

16 Respectfully submitted,
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21 Carlos R. Cisneros, Chairman
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25 Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

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The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Duran, Leavell, McSorley, Nava

Absent: None

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Underscored material = new
[bracketed material] = delete

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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5 February 2, 1998
6

7 Mr. President:
8

9 Your WAYS AND MEANS COMMITTEE, to whom has been referred
10

11 SENATE BILL 92
12

13 has had it under consideration and reports same with recommendation
14 that it DO PASS, and thence referred to the FINANCE COMMITTEE.
15

16 Respectfully submitted,
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21 Carlos R. Cisneros, Chairman
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25 Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

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The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Duran, Leavell, McSorley, Nava

Absent: None

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Underscored material = new
[bracketed material] = delete

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
3
4

5 February 2, 1998
6

7 Mr. President:
8

9 Your WAYS AND MEANS COMMITTEE, to whom has been referred
10

11 SENATE BILL 92
12

13 has had it under consideration and reports same with recommendation
14 that it DO PASS, and thence referred to the FINANCE COMMITTEE.
15

16 Respectfully submitted,
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21 Carlos R. Cisneros, Chairman
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25 Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

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The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Duran, Leavell, McSorley, Nava

Absent: None

S0092WMI

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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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5 February 9, 1998
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7 Mr. President:
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9 Your FINANCE COMMITTEE, to whom has been referred
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11 SENATE BILL 92
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13 has had it under consideration and reports same with recommendation
14 that it DO PASS.
15

16 Respectfully submitted,
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21 Ben D. Altamirano, Chairman
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. 119715. 1

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: None

Excused: Aragon, Carraro, Ingle, McKibben

Absent: None

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FORTY-THIRD LEGISLATURE

SECOND SESSION

February 11, 1998

SENATE FLOOR AMENDMENT number _____ to SENATE BILL 92

Amendment sponsored by Senator Dede Feldman

1. On page 3, line 12, strike "and shall not revert" and insert in lieu thereof a period and "Any unexpended or unencumbered balance remaining in the department's account" and after "year" insert "shall revert to the general fund".

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FORTY-THIRD LEGISLATURE
SECOND SESSION

SB 92

Page 15

Dede Feldman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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