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SENATE BILL 109

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

INTRODUCED BY

LEONARD LEE RAWSON

FOR THE REVENUE STABILIZATION AND TAX POLICY COMMITTEE

AN ACT

RELATING TO DRIVER'S LICENSES AND IDENTIFICATION CARDS;  
AMENDING CERTAIN SECTIONS OF THE NMSA 1978.

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

Section 1. Section 66-5-20 NMSA 1978 (being Laws 1978,  
Chapter 35, Section 242) is amended to read:

"66-5-20. [~~DUPLICATE~~] REPLACEMENT LICENSES. -- In the  
event that a permit or driver's license issued under the  
provisions of this article is lost, stolen, mutilated or  
destroyed, or in the event of a name [~~and~~] or address change,  
the person to whom the [~~same~~] permit or driver's license was  
issued may, upon payment of the required fee, obtain a  
[~~duplicate or substitute thereof~~] replacement upon furnishing  
proof of age and identity satisfactory to the [~~division~~]  
department. Any person who loses a permit or driver's license

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1 and who, after obtaining a replacement, finds the original  
2 permit or driver's license, shall immediately surrender the  
3 original permit or driver's license to the department."

4 Section 2. Section 66-5-47 NMSA 1978 (being Laws 1978,  
5 Chapter 35, Section 269, as amended) is amended to read:

6 "66-5-47. PHOTOGRAPHS--EVIDENCE OF APPLICANT'S AGE.--

7 A. The [~~division~~] department shall reproduce the  
8 likeness of drivers, subject to the following conditions:

9 (1) photographs or other reproductions of the  
10 likeness of all persons shall show a full face or front view;  
11 and

12 (2) photographs or other reproductions of the  
13 likeness of all persons under the age of twenty-one years  
14 shall have a printed legend, indicating that the person is  
15 under twenty-one, which shall be displayed in such manner as  
16 to be easily read by any person inspecting the license.

17 B. Each applicant for an initial license or a  
18 replacement license shall produce evidence of the applicant's  
19 age. Proof of an applicant's age shall be a birth  
20 certificate, copy of a birth certificate, [~~a church record~~  
21 ~~purporting to show the date of birth and baptism, an~~  
22 ~~acknowledged copy of the church record~~] a valid passport or  
23 other evidence which the [~~director~~] secretary deems  
24 sufficient. The date of birth shown on any driver's license  
25 or any instruction permit issued by the [~~division~~] department

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1 shall coincide with the date of birth shown on the proof of  
2 the applicant's age. "

3 Section 3. Section 66-5-401 NMSA 1978 (being Laws 1978,  
4 Chapter 35, Section 328, as amended) is amended to read:

5 "66-5-401. IDENTIFICATION CARDS. -- Any person [ ~~thirteen~~  
6 ~~years of age or older~~] who does not have a valid New Mexico  
7 driver's license may be issued an identification card by the  
8 [ ~~division~~] department certified by the [ ~~registrant and~~  
9 ~~attested to by the division~~] applicant as to true name,  
10 correct age and other identifying data as the [ ~~division~~]  
11 department may require. Every application for an  
12 identification card shall be signed by the applicant or, in  
13 the case of a minor, by the applicant's parent or guardian.  
14 The [ ~~director~~] secretary may, for good cause [ ~~shown~~], revoke  
15 or deny the issuance of an identification card. "

16 Section 4. Section 66-5-402 NMSA 1978 (being Laws 1978,  
17 Chapter 35, Section 329, as amended) is amended to read:

18 "66-5-402. PERSONS ELIGIBLE FOR IDENTIFICATION CARDS. --  
19 The department shall issue an identification card only to:

20 A. a person who is a New Mexico resident and who  
21 does not have a valid New Mexico driver's license and only  
22 upon the furnishing of a birth certificate, [ ~~a certificate of~~  
23 ~~baptism~~] a copy of a birth certificate, a valid passport or  
24 other evidence that the department deems sufficient as  
25 documentary evidence of the age and identity of the person; or



1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998  
3  
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6 January 29, 1998  
7

8 Mr. President:  
9

10 Your COMMITTEES' COMMITTEE, to whom has been referred  
11

12 SENATE BILL 109  
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14 has had it under consideration and finds same to be GERMANE, in  
15 accordance with constitutional provisions, and thence referred to the  
16 WAYS & MEANS COMMITTEE.  
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19 Respectfully submitted,  
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25 \_\_\_\_\_  
Manny M. Aragon, Chairman

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

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(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

S0109CC1

1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

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4  
5 February 11, 1998

6  
7 Mr. President:

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

10  
11 SENATE BILL 109

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13 has had it under consideration and reports same with recommendation  
14 that it DO PASS, and thence referred to the CORPORATIONS &  
15 TRANSPORTATION COMMITTEE.  
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17  
18 Respectfully submitted,

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23 Carlos R. Cisneros, Chairman  
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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

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Date \_\_\_\_\_

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Duran, Kidd, Leavell, Nava

Absent: None

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1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

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6 February 13, 1998

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8 Mr. President:

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10 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to whom  
11 has been referred

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13 SENATE BILL 109

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15 has had it under consideration and reports same with recommendation  
16 that it DO PASS.

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19 Respectfully submitted,

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24 Roman M. Maes, III, Chairman  
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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

1 (Chief Clerk)

(Chief Clerk)

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5 Date \_\_\_\_\_

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8 The roll call vote was 7 For 0 Against

9 Yes: 7

10 No: 0

11 Excused: Howes, McKibben, Robinson

12 Absent: None

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15 S0109CT1

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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998  
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6 February 18, 1998  
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8 Mr. Speaker:  
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10 Your JUDICIARY COMMITTEE, to whom has been referred  
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12 SENATE BILL 109  
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14 has had it under consideration and reports same with  
15 recommendation that it DO PASS, and thence referred to the  
16 TRANSPORTATION COMMITTEE.

17 Respectfully submitted,  
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22 Thomas P. Foy, Chairman  
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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998

3 Page 12

4 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
5 (Chief Clerk) (Chief Clerk)

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7 Date \_\_\_\_\_

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9 The roll call vote was 7 For 0 Against

10 Yes: 7

11 Excused: Alwin, Luna, Mallory, Rios, Sanchez, Stewart

12 Absent: None

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