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AN ACT
RELATING TO RECREATIONAL VEHICLES; AUTHORIZING SPECIAL EVENT
LICENSES UNDER CERTAIN CONDITIONS; AMENDING AND ENACTING
SECTIONS OF THE NMSA 1978.

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

Section 1. Section 66-4-2 NMSA 1978 (being Laws 1978,
Chapter 35, Section 215, as amended) is amended to read:

"66-4-2. DEPARTMENT TO ISSUE LICENSE.--

A. Except for recreational vehicle dealers, the
department, upon receiving application accompanied by the
required fee and when satisfied that the applicant is of good
character and complies with the laws of this state with
reference to the registration of vehicles and certificates of
title and the provisions of the Motor Vehicle Code, shall
issue to the applicant a license that entitles the licensee
to conduct the business of a dealer, wrecker of vehicles or
title service company. The license may be renewed upon
application and payment of the fee required by law.

B. A dealer or wrecker of vehicles licensee,
before moving any one or more of the licensee's places of
business or opening any additional place of business, shall
apply to the department for and obtain a supplemental license
for which no fee shall be charged. No supplemental license
shall be issued to a dealer, other than a dealer in

1 motorcycles, for an additional place of business unless:

2 (1) the place of business is an established
3 place of business; or

4 (2) the majority of dealers, other than
5 dealers in motorcycles, in the county in which the proposed
6 additional place of business would be located have been
7 offered the opportunity, in documentation acceptable to the
8 department, to offer vehicles for sale at the proposed
9 additional place of business by the applicant; provided that
10 the offer shall be for sale of vehicles at all times at which
11 the applicant proposes to sell vehicles and shall not be
12 conditioned upon the payment of any fee by any dealer to whom
13 it is addressed greater than a fair share of the actual
14 expenses incurred.

15 C. Any person to whom the department has issued a
16 license to conduct the business of a dealer in motorcycles is
17 also deemed a wrecker of motorcycles without additional
18 license.

19 D. The department is authorized to establish a
20 staggered system for licensing of dealers, wholesalers,
21 distributors and wreckers of vehicles and of title service
22 companies, provided that any license issued shall expire on
23 the last day of a month. Licenses issued shall be issued for
24 a period of twelve months."

25 Section 2. A new section of the Motor Vehicle Code,

1 Section 66-4-2.1 NMSA 1978, is enacted to read:

2 "66-4-2.1. RECREATIONAL VEHICLE DEALERS--LICENSURE--
3 SPECIAL EVENTS.--

4 A. A dealer, as defined in Section 66-1-4.4 NMSA
5 1978, shall apply to and be issued by the department a
6 license to deal in recreational vehicles if the department
7 finds the applicant is in compliance with department rules
8 regarding registration of vehicles, certificates of title and
9 all provisions of the Motor Vehicle Code. Renewal of a
10 license shall be according to rules of the department for a
11 period of twelve months.

12 B. The department shall issue a "special event"
13 license to a licensed New Mexico recreational vehicle dealer
14 to conduct business at a location other than the dealer's
15 listed primary place of business, upon forms issued by the
16 department, provided:

17 (1) the special event is focused on the
18 business of recreational vehicles as conducted at the
19 applicant's primary place of business;

20 (2) the location of the special event is an
21 established place of business; and

22 (3) the majority of recreational vehicle
23 dealers in the county where the special event is to be held
24 are notified, in a manner approved by the department, of the
25 special event and offered the opportunity to participate and

1 offer vehicles for sale under identical conditions
2 established by and for the applicant and approved by the
3 department. The applicant may charge other recreational
4 vehicle dealers a participation fee sufficient to defray the
5 actual expenses of the special event; or

6 (4) if the special event is sponsored by a
7 national recreational vehicle organization and the applicant
8 is not licensed to do business in New Mexico, the application
9 is accompanied by an application and a certified letter from
10 that New Mexico licensed dealer committing to serve as host
11 dealer to the out-of-state applicant."

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