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AN ACT  
RELATING TO MOTOR VEHICLES; MAKING IT UNLAWFUL TO BLOCK  
PARKING SPACES DESIGNATED FOR PERSONS WITH SIGNIFICANT  
MOBILITY LIMITATIONS; PROVIDING A PENALTY.

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

SECTION 1. Section 66-7-352.5 NMSA 1978 (being Laws  
1983, Chapter 45, Section 5, as amended) is amended to read:

"66-7-352.5. UNAUTHORIZED USE--PENALTIES.--

A. It is unlawful for any person to park a motor  
vehicle not displaying a special registration plate or a  
parking placard issued pursuant to Section 66-3-16 NMSA 1978  
in a designated accessible parking space for persons with  
significant mobility limitation.

B. It is unlawful for any person to park a motor  
vehicle in such a manner so as to block access to:

- (1) any part of a curb cut designed for  
access by persons with significant mobility limitation; or
- (2) a designated accessible parking space  
for persons with significant mobility limitation.

C. A person convicted of violating Subsection A  
or B of this section is subject to a fine of not less than  
two hundred fifty dollars (\$250) or more than five hundred  
dollars (\$500). Failure to properly display a parking  
placard or special registration plate issued pursuant to

1 Section 66-3-16 NMSA 1978 is not a defense against a charge  
2 of violation of Subsection A or B of this section.

3 D. A vehicle parked in violation of Subsection A  
4 or B of this section is subject to being towed at the expense  
5 of the vehicle owner upon authorization by law enforcement  
6 personnel or by the property owner or manager of a parking  
7 lot.

8 E. A law enforcement officer may issue a citation  
9 or authorize towing of a vehicle for a violation of Subsection  
10 A or B of this section regardless of the presence of the  
11 driver." \_\_\_\_\_

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