

HOUSE BILL 363

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

INTRODUCED BY

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This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

AN ACT

RELATING TO MOTOR VEHICLES; Sf11→PROVIDING THAT SPECIAL
REGISTRATION LOGOS SHALL BE MADE AS ATTACHABLE DECALS AND
STANDARDIZED SPECIAL REGISTRATION PLATES SHALL BE MADE WITH A
BLANK SPACE TO ATTACH A LOGO; DEPLETING EXISTING MANUFACTURED
PLATES BEFORE CREATING ATTACHABLE LOGOS;←Sf11 REQUIRING THE
MOTOR VEHICLE DIVISION OF THE TAXATION AND REVENUE DEPARTMENT
TO APPLY FOR A LICENSE TO USE THE SMOKEY BEAR IMAGE AND NAME;
PROVIDING FOR THE ISSUANCE OF A SMOKEY BEAR FIRE PREVENTION

.224314.2AIC March 20, 2023 (10:07am)

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SPECIAL REGISTRATION PLATE; Sf11→~~PROVIDING FOR CESSATION OF
ISSUANCE BASED ON NEW ISSUANCE AND RENEWALS;~~←Sf11 MAKING AN
APPROPRIATION.

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

Sf11→~~SECTION 1. A new section of the Motor Vehicle Code
is enacted to read:~~

~~"[NEW MATERIAL] SPECIAL SMOKEY BEAR FIRE PREVENTION
REGISTRATION PLATE.--~~

~~A. The division shall apply for a long-term license
from the United States department of agriculture forest service
to use the image and name of Smokey Bear on a standardized
special registration plate to raise fire prevention awareness
and to raise money for state forest fire prevention efforts.~~

~~B. Upon finalizing a license agreement pursuant to
Subsection A of this section, the division shall issue a
standardized Smokey Bear fire prevention special registration
plate with a logo designed pursuant to Section 66-3-424 NMSA
1978 indicating that the recipient supports forest fire
prevention awareness.~~

~~C. For an initial fee of fifty dollars (\$50.00),
which shall be in addition to the regular motor vehicle
registration fees, the owner of a vehicle may apply for
issuance of a Smokey Bear fire prevention awareness special
registration plate. The vehicle owner shall pay a renewal fee~~

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~~of forty dollars (\$40.00) each year to retain and renew the Smokey Bear forest fire prevention special registration plate.~~

~~D. After payment for any licensing fee required for the use of the Smokey Bear name or image, the revenue from the additional fee for a Smokey Bear fire prevention special registration plate shall be distributed as follows:~~

~~(1) Sfl1→HTRC→ten dollars (\$10.00)←HTRC HTRC→twelve dollars (\$12.00)←HTRC←Sfl1 Sfl1→ten dollars (\$10.00)←Sfl1 of the initial fee collected shall be retained by and is appropriated to the department to defray the cost of making and issuing the special registration plate with the Smokey Bear logo; and~~

~~(2) the remaining portion of the initial registration fee and the entire portion of subsequent renewal fees remaining after payment of licensing fees shall be distributed to the energy, minerals and natural resources department for forest fire prevention.~~

~~E. Beginning on July 1, Sfl1→HTRC→2026←HTRC HTRC→2027←HTRC←Sfl1 Sfl1→2026←Sfl1, and on July 1 of each subsequent year, the department shall compare the number of the Smokey Bear fire prevention special registration plates issued, or registration renewals for those plates in the previous fiscal year, with the average of the number of such plates issued in fiscal years Sfl1→HTRC→2024 and 2025←HTRC HTRC→2025 and 2026←HTRC←Sfl1 Sfl1→2024 and 2025←Sfl1.~~

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~~F. By September 1 of a fiscal year in which the department determines that the number of Smokey Bear fire prevention special registration plates issued Sfl1 HTRC, or HTRC HTRC and HTRC Sfl1 Sfl1, or Sfl1 registration renewals for those plates in the previous fiscal year Sfl1 HTRC, HTRC Sfl1 Sfl1, Sfl1 is less than fifty percent of the average number of such plates issued in fiscal years Sfl1 HTRC 2023 and 2024 HTRC HTRC 2025 and 2026 HTRC Sfl1 Sfl1 2023 and 2024 Sfl1, the department shall stop issuing Smokey Bear fire prevention special registration plates." Sfl1~~

Sfl1 SECTION 1. Section 66-3-424 NMSA 1978 (being Laws 2003, Chapter 172, Section 1 and Laws 2003, Chapter 174, Section 1 and Laws 2003, Chapter 175, Section 1 and Laws 2003, Chapter 176, Section 1 and Laws 2003, Chapter 177, Section 1 and Laws 2003, Chapter 178, Section 1 and Laws 2003, Chapter 179, Section 1 and Laws 2003, Chapter 180, Section 1 and Laws 2003, Chapter 181, Section 1 and Laws 2003, Chapter 197, Section 1 and Laws 2003, Chapter 198, Section 1 and Laws 2003, Chapter 201, Section 1 and Laws 2003, Chapter 211, Section 1 and also Laws 2003, Chapter 212, Section 1) is amended to read:

"66-3-424. STANDARDIZED SPECIAL REGISTRATION PLATES [WITH] -- ATTACHABLE LOGOS.--

A. Standardized special registration plates with logos may be authorized by statute to show state support for worthy public purposes. The authorizing statute shall provide

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for collection of fees that, at a minimum, will cover the costs to the division of development, manufacture and issuance of the special registration plates and logos. Logos shall be made as attachable decals, and the standardized special registration plates shall be made with a blank space for a logo to be attached. For special registration plates manufactured pursuant to this section before June 16, 2023, any remaining supply of the manufactured plates shall be depleted before developing and issuing attachable logos.

B. Standardized special registration plates, on the standardized areas, shall:

(1) display the colors of the state flag, red lettering on a yellow background;

(2) display the phrases "New Mexico USA" and "Land of Enchantment";

(3) provide a space for applying the special registration logo, centered at the left edge of the plate, between the attachment holes, beginning one-fourth inch in from the edge of the plate and having the following dimensions: four and one-eighth inches in height and three and one-eighth inches in width; and

(4) provide a vehicle registration number, to be assigned by the division, that consists of five alphanumeric characters displayed to the right of the special logo area.

C. Special registration logos, except for the

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standard dimension specified in Paragraph (3) of Subsection B of this section, shall be left to the design discretion of the division, in consultation with the public purpose interest group that requests the special registration plate.

D. Standardized special registration plates with logos, when authorized by statute for a particular public purpose interest group, shall meet the requirements specified in this subsection prior to plate issuance by the division. The public purpose interest group, no later than the effective date of the authorizing statute:

(1) shall provide evidence acceptable to the division that it will generate a minimum number of prepaid applications as determined by the division for the special registration plate with logo;

(2) shall provide a prepayment to the division in an amount sufficient to cover the plate and logo cost of the initial order;

(3) shall provide a sample of the requested artwork design in a format specified by the plate manufacturer for the specialized logo; and

(4) in cases where the authorizing statute includes revenue-sharing with distribution directed to a particular group or fund, shall show that the recipient is a governmental entity or a fund authorized for the use of a governmental entity.

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E. The division may promulgate rules for implementation of the provisions of this section."

SECTION 2. A new section of the Motor Vehicle Code is enacted to read:

"[NEW MATERIAL] SPECIAL SMOKEY BEAR FIRE PREVENTION REGISTRATION PLATE.--

A. The division shall apply for a long-term license from the United States department of agriculture forest service to use the image and name of Smokey Bear on a standardized special registration plate to raise fire prevention awareness and to raise money for state forest fire prevention efforts.

B. Upon finalizing a license agreement pursuant to Subsection A of this section, the division shall issue a standardized Smokey Bear fire prevention special registration plate with a logo designed pursuant to Section 66-3-424 NMSA 1978 indicating that the recipient supports forest fire prevention awareness.

C. For an initial fee of fifty dollars (\$50.00), which shall be in addition to the regular motor vehicle registration fees, the owner of a vehicle may apply for issuance of a Smokey Bear fire prevention awareness special registration plate. The vehicle owner shall pay a renewal fee of forty dollars (\$40.00) each year to retain and renew the Smokey Bear forest fire prevention special registration plate.

D. After payment for any licensing fee required for

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the use of the Smokey Bear name or image, the revenue from the additional fee for a Smokey Bear fire prevention special registration plate shall be distributed as follows:

(1) ten dollars (\$10.00) of the initial fee collected shall be retained by and is appropriated to the department to defray the cost of making and issuing the special registration plate with the Smokey Bear logo; and

(2) the remaining portion of the initial registration fee and the entire portion of subsequent renewal fees remaining after payment of licensing fees shall be distributed to the energy, minerals and natural resources department for forest fire prevention."←Sf11

SECTION Sf11→2.←Sf11 Sf11→3.←Sf11 EFFECTIVE DATE.--The effective date of the provisions of this act is Sf11→HTRC→July 1, 2023←HTRC HTRC→July 1, 2024←HTRC←Sf11 Sf11→July 1, 2023←Sf11 .