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HOUSE BILL 759

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Joe Nestor Chavez

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING FOR PERMANENT
REGISTRATION OF CERTAIN TRAILERS; CHANGING REGISTRATION FEES
FOR CERTAIN TRAILERS.

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

Section 1. Section 66-3-1 NMSA 1978 (being Laws 1978,
Chapter 35, Section 21) is amended to read:

"66-3-1. VEHICLES SUBJECT TO REGISTRATION--EXCEPTIONS. --

A. Every motor vehicle, trailer, semitrailer and
pole trailer when driven or moved upon a highway [~~shall be~~] is
subject to the registration and certificate of title
provisions of the Motor Vehicle Code except:

[A.] (1) any such vehicle driven or moved
upon a highway in conformance with the provisions of the Motor
Vehicle Code relating to manufacturers, dealers, lien-holders

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1 or nonresidents;

2 [B-] (2) any such vehicle [~~which~~] that is
3 driven or moved upon a highway only for the purpose of
4 crossing [~~such~~] the highway from one property to another;

5 [C-] (3) any implement of husbandry [~~which~~]
6 that is only incidentally operated or moved upon a highway;

7 [D-] (4) any special mobile equipment [~~as~~
8 ~~herein defined~~];

9 [E-] (5) any vehicle [~~which~~] that is
10 propelled exclusively by electric power obtained from overhead
11 trolley wires though not operated upon rails;

12 (6) freight trailers if they are:

13 (a) properly registered in another
14 state;

15 (b) identified by a proper base
16 registration plate that is properly displayed; and

17 (c) identified by other registration
18 documents that are in the possession of the operator and
19 exhibited at the request of a police officer; and

20 (7) freight trailers or utility trailers
21 owned and used by:

22 (a) a nonresident solely for the
23 transportation of farm products purchased by the nonresident
24 from growers or producers of the farm products and transported
25 in the trailer out of the state;

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1 (b) farmers and ranchers who transport
2 to market only the produce, animals or fowl produced by them
3 or who transport back to their farms and ranches supplies for
4 use thereon; or

5 (c) persons who transport animals to
6 and from fairs, rodeos or other places, except racetracks,
7 where the animals are exhibited or otherwise take part in
8 performances, in trailers drawn by a motor vehicle or truck of
9 less than ten thousand pounds gross vehicle weight rating
10 bearing a proper registration plate, but in no case shall the
11 owner of an unregistered trailer described in this paragraph
12 perform such uses for hire.

13 ~~[F.]~~ B. No certificate of title need be obtained
14 for any vehicle of a type subject to registration owned by the
15 government of the United States. ~~[and~~

16 ~~G.]~~ C. Every ~~[house-trailer]~~ manufactured home
17 shall be subject to the registration and certificate of title
18 provisions of the Motor Vehicle Code, and each ~~[house-trailer]~~
19 manufactured home shall at all times bear a current
20 registration plate. "

21 Section 2. Section 66-3-2 NMSA 1978 (being Laws 1978,
22 Chapter 35, Section 22) is amended to read:

23 "66-3-2. REGISTRATION-- TRAILERS, SEMI TRAILERS, POLE
24 TRAILERS AND FREIGHT TRAILERS. --

25 A. The motor vehicle and motor transportation

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1 divisions, according to their appropriate jurisdictions, shall
2 grant permanent registration to freight trailers subject to
3 registration and may grant a permanent registration to utility
4 trailers not used in commerce whose gross vehicle weight is
5 less than six thousand one pounds upon application and payment
6 of the fee required by Section [~~64-6-3 NMSA 1953 when~~
7 ~~according to Subsection B of this section registration is~~
8 ~~required~~] 66-6-3 NMSA 1978. The registration shall expire,
9 however, upon the transfer of title or interest in the
10 vehicle, at which time the vehicle shall be reregistered.

11 [~~subject to the provisions of Subsection B of this section.~~

12 ~~B. Freight trailers are exempt from registration~~
13 ~~in this state if they are:~~

- 14 ~~(1) properly registered in another state;~~
- 15 ~~(2) identified by a proper base registration~~
16 ~~plate properly displayed; and~~
- 17 ~~(3) identified by other required documentary~~
18 ~~evidence of registration which shall be in the possession of~~
19 ~~the operator and exhibited at the request of any police~~
20 ~~officer.~~

21 ~~C.] B.~~ In registering trailers, semitrailers and
22 pole trailers, the motor vehicle and motor transportation
23 divisions may require such information and documents and may
24 make such tests and investigations as they deem necessary and
25 practicable to determine or to verify the empty weights and

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1 gross vehicle weights and to ensure that the vehicles may
2 be safely and legally operated upon the highways of this
3 state. "

4 Section 3. Section 66-6-3 NMSA 1978 (being Laws 1978,
5 Chapter 35, Section 338, as amended) is amended to read:

6 "66-6-3. TRAILERS--REGISTRATION FEES. --

7 A. For the registration of freight trailers and
8 utility trailers, [~~the motor vehicle and motor transportation~~
9 ~~divisions, according to their appropriate jurisdictions, shall~~
10 ~~collect~~] the following fees shall be collected:

11 (1) for the permanent registration or
12 reregistration of freight trailers, ten dollars (\$10.00);
13 [~~and~~]

14 (2) for the annual registration of each
15 utility trailer not permanently registered, five dollars
16 (\$5.00) plus one dollar (\$1.00) for each one hundred pounds or
17 major fraction thereof of actual empty weight over five
18 hundred pounds actual empty weight; except that in the case of
19 travel trailers, actual empty weight shall be one-half of the
20 gross factory shipping weight or, if gross factory shipping
21 weight is not available, then actual empty weight shall be
22 one-half of actual gross vehicle weight [~~This subsection shall~~
23 ~~not apply to any nonresident owner who shall use any vehicle~~
24 ~~mentioned in this subsection solely for transportation of farm~~
25 ~~produce purchased by such nonresident from the growers or~~

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1 ~~producers thereof and transported in the trailer out of the~~
2 ~~state, and this subsection shall not apply to farmers or~~
3 ~~ranchers who transport to market only the produce, animals or~~
4 ~~fowls produced by them or who transport back to their farms or~~
5 ~~ranches supplies for use thereon or any persons who transport~~
6 ~~animals to and from fairs, rodeos or other places, except~~
7 ~~racetracks, where the animals are exhibited or otherwise take~~
8 ~~part in performances, in trailers drawn by an automobile or~~
9 ~~truck of less than ten thousand pounds gross vehicle weight~~
10 ~~rating bearing a proper registration plate; but in no case~~
11 ~~shall the owner of such an unregistered trailer perform such~~
12 ~~uses for hire]; and~~

13 (3) for the permanent registration of utility
14 trailers not used in commerce that have a gross vehicle weight
15 of less than six thousand one pounds, fifteen dollars (\$15.00)
16 plus three dollars (\$3.00) for each one hundred pounds or
17 major fraction thereof of actual empty weight over five
18 hundred pounds actual empty weight; except that in the case of
19 travel trailers, actual empty weight shall be one-half of the
20 gross factory shipping weight or, if gross factory shipping
21 weight is not available, then actual empty weight shall be
22 one-half of actual gross vehicle weight and for the
23 reregistration of such utility trailers upon their sale or
24 transfer, five dollars (\$5.00).

25 B. At the option of the owner of a fleet of fifty

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1 or more utility trailers wishing to register them in New
2 Mexico, the motor vehicle division shall issue a registration
3 and registration plate for each trailer in [~~such~~] the fleet,
4 the registration and registration plate to expire on the last
5 day of the final month of a five-year period. [~~Such~~]
6 Registrations and registration plates shall be issued for five
7 years only if the owner of the trailers meets the following
8 requirements:

9 (1) application is made on forms prescribed
10 by the motor vehicle division and payment of the proper fee is
11 made;

12 (2) upon the option of the director,
13 presentation is made at the time of registration of a surety
14 bond, certificate of deposit or of other financial security;
15 and

16 (3) payment is made by the fleet owner of all
17 registration fees due each year prior to the expiration date.
18 If such fees are not paid, all [~~license plates and~~]
19 registrations and registration plates in the fleet shall be
20 canceled. "

21 Section 4. EFFECTIVE DATE. --The effective date of the
22 provisions of this act is July 1, 1999.

1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999
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6 March 2, 1999
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8 Mr. Speaker:
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10 Your TRANSPORTATION COMMITTEE, to whom has been
11 referred

12 HOUSE BILL 759
13

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

17 Respectfully submitted,
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21 _____
22 Daniel P. Silva, Chairman
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

3 HB 759

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4 Adopted _____ Not Adopted _____

6 (Chief Clerk)

(Chief Clerk)

8 Date _____

10 The roll call vote was 6 For 5 Against

11 Yes: 6

12 No: Crook, Godbey, Larranaga, Silva, Williams

13 Excused: Russell, Whitaker

14 Absent: None

15 J:\99Bill\SWP\H0759

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1 FORTY- FOURTH LEGISLATURE
2 FIRST SESSION, 1999
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4 March 4, 1999
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7 Mr. Speaker:
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9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
10 whom has been referred

11 HOUSE BILL 759
12

13 has had it under consideration and reports same with
14 recommendation that it DO PASS, amended as follows:
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16 1. On page 6, line 15, after the comma strike "fifteen
17 dollars (\$15.00) and on line 16, strike "plus three dollars
18 (\$3.00)" and insert in lieu thereof "twenty-five dollars
19 (\$25.00) plus five dollars (\$5.00)".
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FIRST SESSION, 1999

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5 Respectfully submitted,

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10 Max Coll, Chairman

12 Adopted _____

Not Adopted _____

14 (Chief Clerk)

(Chief Clerk)

16 Date _____

17 The roll call vote was 13 For 3 Against

18 Yes: 13

19 No: Buffett, Larrañaga, Pearce

20 Excused: Marquardt

21 Absent: None

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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March 11, 1999

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Mr. President:

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Your CORPORATIONS & TRANSPORTATION COMMITTEE, to

12

whom has been referred

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HOUSE BILL 759, as amended

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has had it under consideration and reports same with

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recommendation that it DO PASS.

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Respectfully submitted,

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Roman M. Maes, Chairman

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FORTY-FOURTH LEGISLATURE
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Adopted _____ Not

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Adopted _____

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(Chief Clerk)

(Chief Clerk)

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Date _____

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The roll call vote was 6 For 0 Against

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Yes: 6

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No: 0

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Excused: Aragon, McKibben, Rawson, Robinson

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Absent: None

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