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AN ACT

RELATING TO MOTOR VEHICLES; REDEFINING "AUTOCYCLE".

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

SECTION 1. Section 66-1-4.1 NMSA 1978 (being Laws 1990, Chapter 120, Section 2, as amended) is amended to read:

"66-1-4.1. DEFINITIONS.--As used in the Motor Vehicle Code:

A. "abandoned vehicle" means a vehicle or motor vehicle that has been determined by a New Mexico law enforcement agency:

(1) to have been left unattended on either public or private property for at least thirty days;

(2) not to have been reported stolen;

(3) not to have been claimed by any person asserting ownership; and

(4) not to have been shown by normal record-checking procedures to be owned by any person;

B. "access aisle" means a space designed to allow a person with a significant mobility limitation to safely exit and enter a motor vehicle that is immediately adjacent to a designated parking space for persons with significant mobility limitation and that may be common to two such parking spaces of at least sixty inches in width or, if the parking space is designed for van accessibility, ninety-six

1 inches in width, and clearly marked and maintained with blue
2 striping and, after January 1, 2011, the words "NO PARKING"
3 in capital letters, each of which shall be at least one foot
4 high and at least two inches wide, placed at the rear of the
5 access aisle so as to be close to where an adjacent vehicle's
6 rear tires would be placed;

7 C. "actual empty weight" means the weight of a
8 vehicle without a load;

9 D. "additional place of business", for dealers and
10 auto recyclers, means locations in addition to an established
11 place of business as defined in Section 66-1-4.5 NMSA 1978
12 and meeting all the requirements of an established place of
13 business, except Paragraph (5) of Subsection C of Section
14 66-1-4.5 NMSA 1978, but "additional place of business" does
15 not mean a location used solely for storage and that is not
16 used for wrecking, dismantling, sale or resale of vehicles;

17 E. "alcoholic beverages" means any and all
18 distilled or rectified spirits, potable alcohol, brandy,
19 whiskey, rum, gin, aromatic bitters or any similar alcoholic
20 beverage, including all blended or fermented beverages,
21 dilutions or mixtures of one or more of the foregoing
22 containing more than one-half percent alcohol but excluding
23 medicinal bitters;

24 F. "authorized emergency vehicle" means any fire
25 department vehicle, police vehicle and ambulance and any

1 emergency vehicles of municipal departments or public
2 utilities that are designated or authorized as emergency
3 vehicles by the director of the New Mexico state police
4 division of the department of public safety or local
5 authorities;

6 G. "autocycle" means a three-wheeled motorcycle on
7 which the driver and all passengers ride in a completely or
8 partially enclosed seating area and that is manufactured to
9 comply with all applicable federal standards, regulations and
10 laws and is equipped with:

- 11 (1) non-straddle seating;
- 12 (2) rollover protection;
- 13 (3) safety belts for all occupants;
- 14 (4) antilock brakes;
- 15 (5) a steering wheel; and
- 16 (6) pedals; and

17 H. "auto recycler" means a person engaged in this
18 state in an established business that includes acquiring
19 vehicles that are required to be registered under the Motor
20 Vehicle Code for the purpose of dismantling, wrecking,
21 shredding, compacting, crushing or otherwise destroying
22 vehicles for reclaimable parts or scrap material to sell."