

TITLE 18 TRANSPORTATION AND HIGHWAYS
CHAPTER 20 TRAFFIC SAFETY
PART 12 IGNITION INTERLOCK DEVICES FEES AND PAYMENTS

18.20.12.1 ISSUING AGENCY: Department of Finance and Administration.
[18.20.12.1 NMAC - N/E, 6-17-05]

18.20.12.2 SCOPE: This rule applies to the fee amount imposed upon a person pursuant to Section 66-8-102.3 NMSA 1978 and to all vendors required to collect and submit fees collected pursuant to Section 66-8-102.3 NMSA 1978.
[18.20.12.2 NMAC - N/E, 6-17-05]

18.20.12.3 STATUTORY AUTHORITY: Section 66-8-102.3 NMSA 1978.
[18.20.12.3 NMAC - N/E, 6-17-05]

18.20.12.4 DURATION: Emergency, in effect until June 30, 2006.
[18.20.12.4 NMAC - N/E, 6-17-05]

18.20.12.5 EFFECTIVE DATE: June 17, 2005, unless a later date is cited at the end of a section.
[18.20.12.5 NMAC - N/E, 6-17-05]

18.20.12.6 OBJECTIVE: The purpose of this rule is to determine the fee amount mandated by Section 66-8-102.3 NMSA 1978 as amended effective June 17, 2005.
[18.20.12.6 NMAC - N/E, 6-17-05]

18.20.12.7 DEFINITIONS:

A. Division means the local government division of the New Mexico department of finance and Administration.

B. Bureau means the traffic safety bureau of the New Mexico department of transportation.

C. Vendor means licensee or service center operator as defined by subsection Z of 18.20.11.7 NMAC licensed by the bureau to provide ignition interlock devices and related services in the state of New Mexico.
[18.20.12.7 NMAC - N/E, 6-17-05]

18.20.12.8 IGNITION INTERLOCK DEVICE FEE PAYMENT: The vendor shall submit to the division within 30 days of the first installation or service of an ignition interlock device all of the fee set forth in 18.20.12.10 NMAC required to be collected by the vendor.
[18.20.12.8 NMAC - N/E, 6-17-05]

18.20.12.9 IGNITION INTERLOCK FORMS: The ignition interlock device fees and requests for reimbursement shall be submitted on forms provided and approved by the division and must be signed by the vendor who possesses a license from the bureau in accordance with the requirements of 18.20.11 NMAC. If a vendor fails to use the approved forms, all indigent payments to the vendor shall cease until proper forms are received. If a vendor continues to submit improper forms, the division shall recommend to the bureau that the vendor's license be suspended or revoked.
[18.20.12.9 NMAC - N/E, 6-17-05]

18.20.12.10 IGNITION INTERLOCK DEVICE FEE AMOUNT: Pursuant to Section 66-8-102.3 A. NMSA 1978, the ignition interlock device fee shall be one hundred dollars (\$100.00) for each year the person is required to operate only vehicles equipped with an ignition interlock device.
[18.20.12.10 NMAC - N/E, 6-17-05]

18.20.12.11 LATE PAYMENT OF FEE: Late payment of the ignition interlock device fee set forth in 18.20.12.10 NMAC by any vendor to the division shall be determined by the division. If the division determines that a payment from the vendor is late, all indigent payments to the vendor shall cease until payment is received. If a vendor continues to pay the fee set forth in 18.20.12.10 NMAC late, the division shall recommend to the bureau that the vendor's license be suspended or revoked.

[18.20.12.11 NMAC - N/E, 6-17-05]

18.20.12.12 CHANGE OF ADDRESS: Vendors subject to Section 66-8-102.3 NMSA 1978 shall inform the division of any change of address within fifteen days of the change. Any notice mailed by the division by United States postal service to such vendor is presumed to be effective and binding upon that vendor when it is mailed to the last address shown in the division's records.

[18.20.12.12 NMAC - N/E, 6-17-05]

HISTORY OF 18.20.12 NMAC: [RESERVED].