

## Relevant Legal Requirements and Fees

### **TITLE 18**

### **PART 2 AIRCRAFT REGISTRATION**

**18.11.2.3 STATUTORY AUTHORITY:** Adoption of these regulations is pursuant to authority granted to the Director of the Aviation Division of the State Highway and Transportation Department under **NMSA 1978**, Section 64-4-8, as amended. [12/29/71, 3/30/96; 18.11.2.3 NMAC - Rn, 18 NMAC 11.2.3, 11/30/02]

### **18.11.2.6 OBJECTIVE:**

The objective of Part 2, is to explain registration requirements, procedures, penalties, and specialty situations to owners and lessees of aircraft that are based or hangared in the State of New Mexico. These instructions, obligations, and assessments are addressed so that effected individuals have been notified of their responsibilities and of the consequences resulting from improper compliance.

### **18.11.2.8 APPLICANT REQUIREMENTS:**

- A.** An applicant for aircraft registration must be the owner or lessee of an aircraft based or hangared in the State of New Mexico.
- B.** If requested by a representative of the Division, the applicant shall make available for inspection by the Division the following information for aircraft based or hangared in the State of New Mexico.
  - (1)** Proof of maximum certificated gross weight.
- C.** If takeoff gross weight is different from landing gross weight, the takeoff gross weight shall be used in determining the registration fee.
- D.** The New Mexico Certificate of registration must be kept in the aircraft at all times.
- E.** The Division shall use the FAA registration number displayed on the aircraft as required by FAA regulations for purposes of identifying whether an aircraft is properly registered.

### **18.11.2.9 TIME OF REGISTRATION: PENALTY:**

- A.** The owner or lessee of an aircraft, whomever is in possession, shall register the aircraft prior to March 1 of each year.
- B.** Any person who purchases, leases, or otherwise acquires an aircraft or brings one into the State shall register said aircraft within fifteen days of the purchase, lease, acquisition, or entering of the State.
- C.** Any owner or lessee who fails to comply with Subsection A of 18.11.2. 9 NMAC or any person who fails to comply with Subsection B of 18.11.2.9 NMAC shall pay a fine equal to ten percent (10%) of the regular registration fee times each month or portion of a month that the registration fee is past due.

#### **64-4-11. Registration fees.**

A. The division shall collect the following registration fees:

- (1) when the model of the aircraft is one year or less old immediately prior to the year for which it is being registered, two cents (\$.02) a pound of manufacturer's maximum gross weight;
- (2) when the model of the aircraft is two years old immediately prior to the year for which it is being registered, one and three-fourths cents (\$.0175) a pound of manufacturer's maximum gross weight;
- (3) when the model of the aircraft is three years old immediately prior to the year for which it is being registered, one and one-half cents (\$.0150) a pound of manufacturer's maximum gross weight;
- (4) when the model of the aircraft is four years old immediately prior to the year for which it is being registered, one and one-fourth cents (\$.0125) a pound of manufacturer's maximum gross weight;
- (5) when the model of the aircraft is five years or more old immediately prior to the year for which it is being registered, one cent (\$.01) a pound of manufacturer's maximum gross weight;
- (6) surplus military aircraft over five years old from date of manufacture, one cent (\$.01) a pound of military placarded or certificated gross weight; and
- (7) hot air balloons, a flat fee of ten dollars (\$10.00) regardless of the age and weight of aircraft.

B. The fees charged in Subsection A of this section shall not exceed three hundred dollars (\$300) per engine regardless of the weight or age of the aircraft.

C. The fees set by this section are in lieu of all personal property taxes on aircraft authorized by any law of this state. Registration certificates for part of the year issued after July 1 shall be issued at the rate of fifty percent of the annual fee.