



Santa Fe Police Department
DWI Vehicle Forfeiture Program

Case #: _____

Arresting: _____

On _____ at am/pm _____ (Defendant) was arrested for [] DWI [] Driving while revoked at _____. The vehicle Defendant was driving has been impounded at the Santa Fe Police Department DWI lot pursuant to City of Santa Fe Ordinance 24-9.

OWNER/DEFENDANT

If you are the owner of the vehicle and you were driving it at the time of arrest, the following procedures may apply:

- (1) If you have **never** been convicted of a DWI or only once previously been convicted of a DWI, in lieu of forfeiting your vehicle, you may elect to have installed at **your own expense**, an ignition interlock device which is approved by the New Mexico Department of Transportation Safety Bureau and/or have the vehicle immobilized for the period of time during which the charges are pending, and if convicted, for as long thereafter as required by the Court.
- (2) Immobilization may be accomplished by an immobilization device (boot) at the owner's location within the City limits, or by impoundment at a secure facility, in accordance with procedures established by the Santa Fe Police Department.
- (3) The owner/Defendant shall pay **all** fees associated with the immobilization or interlock device including all City DWI impound lot use fees, towing and an administrative service fee.
- (4) If you have one or more prior convictions for DWI, or you currently have a revoked or suspended license, your vehicle will be subject to forfeiture. You may request a hearing to contest the validity of the impoundment within 10 business days of the date of the mailing/receipt of this notice of forfeiture.

INNOCENT OWNER

If you are the owner of the vehicle and you were **NOT** driving it at the time of arrest, the following procedures may apply:

- (1) If your vehicle has never been seized under the DWI forfeiture program, you must demonstrate by notarized affidavit that you had no prior knowledge of the operators DWI history. This Innocent Owner Affidavit will remain on file with the City of Santa Fe.
- (2) If your vehicle has been seized once prior under the DWI Forfeiture Program, again you must demonstrate by notarized affidavit that you had no prior knowledge of the operator's DWI history. You will then be required to have your vehicle immobilized for a period of thirty (30) calendar days in lieu of forfeiture.
- (3) Upon the third seizure of your vehicle under the DWI Forfeiture Program, your vehicle will be subject to forfeiture if the operator is convicted of DWI for a third time. You may request a hearing to contest the validity of the impoundment within 10 business days of the date of the mailing/receipt of this notice of forfeiture.
- (4) The owner/defendant/claimant shall pay all fees associated with the immobilization or interlock as well as City of Santa Fe DWI impound lot use fees and an administrative service fee.

You may contact the DWI Forfeiture Program Administrator, Amanda Katz at (505) 955-5042, Monday-Friday 08:00 a.m. to 5:00p.m. to make an appointment, for fees, and with questions. Appointments are made on a first come first serve basis after a background check on all Claimants who are or may have ownership in the vehicle involved. Proof of valid registration, insurance, and a driver license are required at the time of release. (Please turn over the page for prices and other pertinent information).

***SIGNED _____ (Defendant) DATE: _____ TIME: _____ am/pm

FEES FOR IMPOUND OF VEHICLE
FOR THE DWI VEHICLE FORFEITURE PROGRAM PER ORDINANCE

1. City DWI Impound Lot Use Fee - **\$10.00** per day – an initial minimum of 1 week at **\$70.00**
2. Administrative Service Fee – (each impound case regardless if a forfeiture is sought or not) - **\$200.00**
3. Towing Fee – the amount paid to tow the vehicle to the Santa Fe Police Departments impound lot, fees vary.
4. Interlock ignition Tracking Fee - **\$250.00**
5. Boot Fee - **\$150.00**
6. All required fees will be paid before a vehicle is removed from the storage/impound lot.
7. An innocent owner or owner/driver requiring interlock **must** have provide their own transportation to the impound lot.
8. Only the owner/driver may drive the vehicle off the impound lot unless proper paperwork is received.
9. An “innocent owner” must sign an innocent owner affidavit and pay associated fees before removal of vehicle.
10. If the booting or storage option is initially selected without an interlock ignition device installed, and the owner and/or driver wishes to then utilize the vehicle; he/she will be required to have an interlock ignition device installed before the vehicle will be removed from the impound lot or the boot removed, prior to adjudication.
11. At any time the interlock option is selected, the owner and/or driver is responsible for the cost of this installation and any associated costs the vendor imposes.
12. One will be required to sign an interlock agreement with the Santa Fe Police Department before release of vehicle from impound if an interlock is sought.
13. At any time the interlock option is selected, the owner and/or driver is responsible for selecting the interlock provider pursuant to rules adopted by the Traffic Safety Bureau for the Department of Transportation.
14. If, as a result of adjudication, the owner and/or driver is required to have an interlock ignition device installed, and wishes to remove the interlock ignition device, he/she will do so at his/her own expense.
15. Owner and/or driver must provide written proof of final case disposition from court before interlock removal to the interlock provider, the Santa Fe Police Department, and the Motor Vehicle Division.

** Vehicle **will not be released** from the impound lot until all associated fees and conditions are met.
** Proof of insurance, registration and either drivers license or Notice of Revocation are required.
** Vehicle will only be released to the registered owner on record with the Motor Vehicle Division.
** All payments are due in cash (exact change only), money order, Visa, Mastercard, or Discover Card.