

1 **CITY OF SANTA FE, NEW MEXICO**

2 **ORDINANCE NO. 2022-11**

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4  
5 **AN ORDINANCE**

6 **RELATING TO THE CITY OF SANTA FE UNIFORM TRAFFIC ORDINANCE (“UTO”);**  
7 **AMENDING SECTION 7 OF SCHEDULE A TO PROHIBIT THE MUNICIPAL COURT**  
8 **FROM NOTIFYING THE MOTOR VEHICLE DIVISION OF THE STATE OF NEW**  
9 **MEXICO WHEN A PERSON FAILS TO PAY A PENALTY ASSESSMENT WITHIN THE**  
10 **REQUIRED PERIOD OF TIME.**

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12 **BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:**

13 **Section 1. Section 7 of Schedule A of the Uniform Traffic Ordinance (being Ord.**  
14 **No. 2011-4, as amended) is amended to read:**

15 **SCHEDULE A**

16 **TRAFFIC VIOLATION PENALTY ASSESSMENT SCHEDULE**

17 **ADOPTED:** July 12, 2006 – Ord. No. 2006-34

18 **AMENDED:** March 25, 2009 – Ord. No. 2009-11

19 February 10, 2010 – Ord. No. 2010-2

20 June 29, 2011 – Ord. No. 2011-23

21 August 13, 2014 – Ord. No. 2014-26

22 February 24, 2021 – Ord. No. 2021-2

23 July 13, 2022 – Ord. No. 2022-

24 **SECTION 7. FAILURE TO PAY PENALTY ASSESSMENT**

25 **A.** If a penalty assessment is not paid within 30 days from the date of arrest, the

1 violator shall be prosecuted for the violation charged on the penalty assessment notice in a manner  
2 as if the penalty assessment notice had not been issued. Upon conviction in such prosecution, the  
3 court shall impose penalties as provided for by the New Mexico Uniform Traffic Ordinance  
4 (Section 12-12-1.1), or other law relating to motor vehicles for the particular offense charge, and  
5 the scheduled penalty assessment shall not apply.

6 B. In addition to the prosecution provided for in Section A above, it is a misdemeanor  
7 for any person who has elected to pay a penalty assessment to fail to do so within 30 days from the  
8 date of arrest.

9 C. The municipal court shall not notify the motor vehicle division of the state of New  
10 Mexico when a person fails to pay a penalty assessment within the required period of time.

11 PASSED, APPROVED, and ADOPTED this 13<sup>th</sup> day of July, 2022

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15 ALAN WEBBER, MAYOR

16 ATTEST:

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19 KRISTINE MIHELIC, CITY CLERK

20 APPROVED AS TO FORM:

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23 ERIN K. McSHERRY, CITY ATTORNEY

24 *Bill No. 2022-14*

25 *Legislation/2022/Ordinances/2022-11 Failure to Pay Penalty Removal*