

**NEW MEXICO
PUBLIC REGULATION COMMISSION**

**STATEWIDE
WRECKER TARIFF**

EFFECTIVE DATE:

July 14, 2011
ISSUED BY:

TRANSPORTATION DIVISION
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**NEW MEXICO
PUBLIC REGULATION COMMISSION
STATEWIDE
WRECKER TARIFF**

SCOPE:

This Tariff governs rates for nonconsensual towing between points and places in New Mexico by wrecker, of wrecked, damaged, disabled, or abandoned motor vehicles and their cargo, and inoperative and replacement vehicles and parts and equipment for the above-described vehicles, vehicles the driver of which has been declared unable to drive by a duly authorized law enforcement officer, and vehicles repossessed, confiscated or seized by any lawful authority.

ALL RULES AND REGULATIONS THAT GOVERN WRECKER SERVICES IN THE STATE OF NEW MEXICO ARE CONTAINED IN THE PUBLIC REGULATION COMMISSION MOTOR TRANSPORTATION RULES.

DEFINITIONS OF TERMS USED IN THIS TARIFF

AFTER HOURS means 5:00 pm to 8:00 am, Monday through Friday & Weekends.

ADMINISTRATIVE CHARGE means the total allowable fee for a wrecker service to obtain ownership and lienholder information from the Motor Vehicle Division of any state and to send written notification of possession of the motor vehicle by the wrecker service to the registered owner and any lienholders.

DAY means a calendar day which begins at 12:00 midnight and ends at 11:59 pm.

DELIVERY means placing a vehicle in the actual possession of the owner or the owner's agent.

EXTRA EQUIPMENT and LABOR means equipment which a wrecker service does not ordinarily need to provide its authorized service and labor not ordinarily employed by the wrecker service but which is necessary to provide adequate service in a unique or exigent situation.

HOLIDAYS mean those days designated as legal holidays or as public holidays by the Legislature of the State of New Mexico in NMSA 1978 Sections 12-5-1 et seq.

NONCONSENSUAL TOW means the compensated transportation of a motor vehicle by a towing service, if such transportation is performed at the request of a law enforcement officer or without the prior consent or authorization of the owner or operator of the motor vehicle.

NORMAL BUSINESS HOURS means nine consecutive hours from 8:00 a.m. to 5:00 p.m. on every weekday excluding holidays.

RECOVERY is limited to the recovery of any vehicle that is overturned or off the main road or highway in such a way that a winch would be required to reposition the vehicle before loading it.

STORAGE means the safe keeping of motor vehicles entrusted to the custody of a towing service.

WRECKER EQUIPMENT and LABOR means equipment and labor which is employed by the wrecker service.

GENERAL PROVISIONS

All rates are stated in terms of United States currency. Invoices are payable when the service is rendered by the wrecker service, unless other arrangements have been made in advance.

Distance rates are based on the distance from point of origin to final destination, computed in accordance with the Motor Transportation Rules. Distance rates are in addition to other charges provided for in this tariff.

When a wrecker service is called, but not used through no fault of the wrecker service, charges for the first mile and deadhead mileage will apply.

Rates for extra equipment are charged at a reasonable rental rate regardless of whether the equipment is owned or rented.

Rates for extra labor apply from the time the extra labor is assigned to the wrecker service until released from the service, either at the wrecker service's terminal or on location if it is assigned to another wrecker service.

A motorcycle shall be stored in a Type 2 or 3 storage facility only. Charges for storing a motorcycle in a Type 3 storage facility shall occur only with the owner's prior consent or if ordered by a law enforcement officer.

Delivery of vehicles or allowing personal property to be viewed or taken by the registered owner or lienholder after hours or on New Mexico State Holidays is optional at the discretion of the towing service.

All bills must be itemized to show each charge for any of the items listed below.

STATEWIDE WRECKER TARIFF

	<u>CLASS A/B</u>	<u>CLASS C</u>	<u>CLASS D</u>
First Mile/Hookup ¹	\$100.00	\$150.00	\$225.00
Mileage (per mile), 2 to 25 miles	\$5.00	\$8.00	\$15.00
25 miles and over (per mile)	\$3.50	\$5.00	\$10.00
Excess Deadhead (per mile)	\$3.00	\$4.00	\$6.00
Recovery (per hour subject to terms in note below) ²	\$75.00	\$150.00	\$250.00
Extra Equipment	Reasonable cost of rental in Recovery situations	Reasonable cost of rental in Recovery situations	Reasonable cost of rental
Extra Labor per hour (hour minimum)	\$30.00	\$30.00	\$30.00
15 minute increments after 1st hour			
STORAGE CHARGES PER DAY			
TYPE 1	\$10.00	\$15.00	\$20.00
TYPE 2	\$15.00	\$20.00	\$25.00
TYPE 3	\$20.00	\$25.00	\$30.00
\$1.00 per day per Ft. exceeding 25'			
DELIVERY CHARGE			
After hours or NM State Holidays	\$50.00	\$50.00	\$50.00
ADMINISTRATIVE CHARGE			
	\$25.00	\$25.00	\$25.00

¹ "First mile/hookup" charge includes mileage less than 2 miles.

² Recovery charges shall be calculated as follows: Hourly rate not to exceed 10 hours. Time must be acknowledged by law enforcement officer at scene.