

**Presented at the annual NM Airport Managers
Conference, Ruidoso, NM May 10, 2017**

AN INITIATIVE TO CHANGE OR ELIMINATE NEW MEXICO STATE STATUE 64-1-16

Quick Facts:

- New Mexico State Statue 64-1-16 states: “An airport facility that receives funds under the Aviation Act [64-1-11 NMSA 1978] shall not charge landing fees for aircraft, except for aircraft used in commercial activities for compensation.”
- Under the conditions of this statue, an airport may only collect landing fees on aircraft operating under Part 121 or 135 regardless of aircraft type, weight, size, or frequency of operations. For example, an airport can collect a landing fee on a King Air that is operating under Part 135 as a life flight aircraft; however, it cannot collect a landing fee on the same King Air if it is operating under Part 91 – including subpart K fractionals.
- New Mexico is the only state that restricts landing fee collection.
- Considering the potential financial impacts on NM airports, this is an initiative to either eliminate or change the statue to allow the collection of landing fees on aircraft operating under FAA Part 91 – including subpart K fractionals.

Your Feedback is Needed:

To help inform and guide this initiative, we are seeking your feedback on this statue as it relates to your airport. Please take a moment to complete this short survey.

1. What airport do you represent?
2. What is your title/position?
3. Does your airport currently collect a landing fee? YES / NO

- a. If YES, what is the current landing fee, what is the fee basis, what aircraft are subject to the fee, and how are they collected? For example, XYZ airport collects \$2.00/1,000 pounds of maximum landing weight on scheduled commercial air carrier aircraft (Part 121) and the airport directly bills each air carrier.
 - b. If No, please briefly explain why the airport does not currently collect landing fees.
4. Would you be supportive of eliminating or changing this statute to allow the collection of landing fees on aircraft operating under FAA Part 91, including subpart K fractionals: YES / NO
 - a. If YES, please briefly explain what specifically you would like to see eliminated or changed.
 - b. If NO, please briefly explain why you are not in support.
5. If this statute was eliminated or changed, would your airport consider collecting or changing landing fees? YES/ NO.
 - a. If YES, please briefly explain what changes you would consider making and the reason for the changes.

b. If NO, please briefly explain the reason no changes would be made.

6. Would your airport be willing to participate in a landing fee case study? YES / NO

Please return your completed Survey by Friday May 19th via email to:
Ronald Tarrson...rtarrson@gmail.com
with copies to Bob Hudson...airport@moriaritynm.gov
and Colette Schobbens...cschobbens@nmmi.org