

RESOLUTION 15-2

AUTOMOBILE/MOBILE EQUIPMENT LOSS CONTROL REQUIREMENTS

WHEREAS, it is in the interest of the Fund and its' members to reduce automobile/mobile equipment losses to the greatest extent possible; and

WHEREAS, the Board of Trustees of the New Mexico Self-Insurers' Fund find that the following guidelines will serve to insure that drivers are qualified to operate vehicles and/or mobile equipment;

NOW THEREFORE BE IT RESOLVED that to qualify for and retain GENERAL LIABILITY, AUTO LIABILITY AND PHYSICAL DAMAGE coverage with the Fund, all members must comply with the following:

1. Members shall verify that all persons who operate a municipal vehicle or mobile equipment or who use their own vehicle on municipal business hold a valid New Mexico driver's license. Individuals who reside in another state must provide proof of insurability according to the terms of this resolution.
2. Members shall register with the vendor of the Fund's choice, providing all information necessary for the monthly check of motor vehicle records for individuals who operate a municipal vehicle or mobile equipment or who operate their own vehicle on municipal business regardless of whether the individual receives compensation for the use of their vehicle. Members shall be responsible for submitting information on new drivers to the appropriate vendor immediately.
3. Any driver who accumulates 6 points toward their license in a 12-month period shall be notified by the member that any additional point violation that occur during that 12-month period will result in that individual becoming uninsurable by the Fund for the remainder of that 12-month period. Uninsurability shall coincide with the first report documenting the point violations. If the individual successfully completes traffic school to reduce their accumulated points to 6 or less in a 12-month period, that activity shall serve to comply with the requirements of this resolution.
4. Any driver convicted of a second or subsequent DUI Offense within 5 years of the beginning of the current fiscal year shall be excluded from coverage by the Fund. Drivers hired after the beginning of the fiscal year shall be excluded from coverage by the Fund if they have a second or subsequent DUI conviction within five years of the date of hire.

5. Members shall require that all persons who drive as part of their employment attend a Fund-sponsored or National Safety Council-approved defensive driving course at least once every 24 months.
6. Members shall require that all employee drivers, other than Fire Department personnel, who operate equipment falling under the Department of Transportation for Commercial Licensing obtain and maintain a Commercial Driver's License. All individuals who operate a municipal fire vehicle shall hold a valid Class E license.

BE IT FURTHER RESOLVED that the Member shall be notified at least fifteen (15) days prior to the meeting at which the Board of Trustees of the Fund may consider any cancellation of coverage due to failure to comply with the above requirements, and be provided an opportunity to be present and appeal the decision of the Board.

Resolution 10-1 supersedes Resolution 99-1.

Adopted November 5, 2009 by the New Mexico Self-Insurers' Fund Board of Trustees.