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**Example (NM)**

1. The leased vehicle surcharge imposed by this section shall not apply to replacement vehicles. For purposes of this section, "replacement vehicle" means a vehicle that is:

- (a) rented temporarily by or on behalf of an individual or loaned to an individual by a motor vehicle repair facility or dealer; and
- (b) used by the individual in place of a motor vehicle owned by the individual that is unavailable for use due to mechanical breakdown, repair, service, damage or loss as defined in the individual's applicable private passenger automotive insurance policy.

ASSEMBLY GOVERNMENT AFFAIRS

DATE: 5/28/03 ROOM: 3113 EXHIBIT E VI

SUBMITTED BY: JoAnn Aldrich