SENATE BILL

58TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2027

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO MOTOR VEHICLES; REQUIRING DRIVERS TO STOP FOR PEDESTRIANS WITHIN CROSSWALKS WHEN THERE ARE NO TRAFFIC-CONTROL SIGNALS; REQUIRING PEDESTRIANS TO NOT LEAVE THE CURB SO SUDDENLY THAT IT IS IMPOSSIBLE FOR DRIVERS TO STOP.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 66-7-334 NMSA 1978 (being Laws 1978, Chapter 35, Section 438, as amended) is amended to read:

"66-7-334. PEDESTRIANS' RIGHT OF WAY IN CROSSWALKS.--

A. When traffic-control signals are not in place or not in operation, the driver of a vehicle shall [~~yield the right of way, slowing down or stopping if need be to so yield, to~~] stop for a pedestrian crossing [~~the~~] a roadway [~~within a crosswalk~~] when the pedestrian is in [~~the~~] a crosswalk.

B. A pedestrian shall not suddenly leave a curb or

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other place of safety and walk or run into the path of a vehicle that is so close that it is impossible for the driver to [~~yield~~] stop.

C. Subsection A of this section shall not apply under the conditions stated in Subsection B of Section 66-7-335 NMSA 1978.

D. Whenever a vehicle is stopped at a marked crosswalk or at an unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of another vehicle approaching from the rear shall not overtake and pass the stopped vehicle.

E. A person who violates the provisions of this section is guilty of a penalty assessment misdemeanor."

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