

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 68

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

Rick Miera

AN ACT

RELATING TO MOTOR VEHICLES; INCREASING THE PENALTY FOR A PERSON WHO COMMITS CARELESS DRIVING THAT RESULTS IN DEATH OR GREAT BODILY HARM.

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

SECTION 1. Section 66-8-114 NMSA 1978 (being Laws 1969, Chapter 169, Section 12) is amended to read:

"66-8-114. CARELESS DRIVING.--

A. ~~[Any]~~ A person operating a vehicle on the highway shall give ~~[his]~~ the person's full time and entire attention to the operation of the vehicle.

B. ~~[Any person who operates]~~ Careless driving consists of operating a vehicle in a careless, inattentive or imprudent manner without due regard for the width, grade, curves, corners, traffic, weather and road conditions and all

underscoring material = new
[bracketed material] = delete

underscoring material = new
~~[bracketed material] = delete~~

1 other attendant circumstances. Whoever commits careless
2 driving is guilty of a misdemeanor as provided in Section
3 66-8-7 NMSA 1978.

4 C. Whoever commits careless driving that results in
5 death or great bodily harm is guilty of a misdemeanor and shall
6 be punished in accordance with the provisions of Section
7 31-19-1 NMSA 1978.

8 D. As used in this section, "great bodily harm"
9 means an injury to a person that creates a high probability of
10 death, that causes serious disfigurement or that results in
11 permanent loss or impairment of the function of any member or
12 organ of the body."

13 **SECTION 2. EFFECTIVE DATE.**--The effective date of the
14 provisions of this act is July 1, 2011.