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SENATE BILL 45

52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016

INTRODUCED BY

Lisa A. Torraco

AN ACT

RELATING TO MOTOR VEHICLES; ESTABLISHING THE CRIME OF DRIVING WHILE INTOXICATED WITH A MINOR IN THE VEHICLE; PROVIDING A PENALTY.

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

SECTION 1. A new section of Chapter 66, Article 8 NMSA 1978 is enacted to read:

"[NEW MATERIAL] DRIVING WHILE INTOXICATED WITH A MINOR IN THE VEHICLE--PENALTY.--

A. Driving while intoxicated with a minor in the vehicle consists of driving a vehicle with an alcohol concentration of eight one hundredths or more in the person's blood or breath at the time of driving when a minor is in the vehicle. Whoever commits driving while intoxicated with a minor in the vehicle is guilty of a misdemeanor.

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B. As used in this section, "minor" means an individual who is under eighteen years of age."

SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2016.