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SENATE BILL 115

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

INTRODUCED BY

Sander Rue and Larry A. Larrañaga

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING PROVISIONS OF THE MOTOR  
VEHICLE CODE PERTAINING TO SPEED LIMITS AND DRIVER'S LICENSE  
SUSPENSION REVOCATION.

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

**SECTION 1.** Section 66-7-301 NMSA 1978 (being Laws 1978,  
Chapter 35, Section 405, as amended) is amended to read:

"66-7-301. SPEED REGULATION.--

A. No person shall drive a vehicle on a highway at  
a speed greater than:

(1) fifteen miles per hour on all highways  
when passing a school while children are going to or leaving  
school and when the school zone is properly posted;

(2) thirty miles per hour in a business or  
residence district;

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underscoring material = new  
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1 (3) the posted speed limit but in no event  
2 greater than seventy-five miles per hour; and

3 (4) the posted speed limit in construction  
4 zones posted as double fine zones or other safety zones posted  
5 as double fine zones as designated by the [~~highway and~~  
6 ~~transportation~~] department of transportation, provided that the  
7 posted speed limit shall be determined by an engineering study  
8 performed by the [~~state highway and transportation~~] department  
9 of transportation.

10 B. In every event, speed shall be so controlled by  
11 the driver as may be necessary:

12 (1) to avoid colliding with a person, vehicle  
13 or other conveyance on or entering the highway;

14 (2) to comply with legal requirements as may  
15 be established by the [~~state highway and transportation~~]  
16 department of transportation or the New Mexico state police  
17 division of the department of public safety and the duty of all  
18 persons to use due care; and

19 (3) to protect workers in construction zones  
20 posted as double fine zones or other safety zones posted as  
21 double fine zones as designated by the [~~highway and~~  
22 ~~transportation~~] department of transportation.

23 C. The speed limits set forth in Subsection A of  
24 this section may be altered as authorized in Section 66-7-303  
25 NMSA 1978."

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