

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

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:

"DRIVING WHILE INTOXICATED WITH A MINOR IN THE VEHICLE--PENALTY.--

A. Driving while intoxicated with a minor in the vehicle consists of a person committing a violation of Section 66-8-102 NMSA 1978 when a minor is in the vehicle and when the minor does not suffer great bodily harm or death. Whoever commits driving while intoxicated with a minor in the vehicle is guilty of a misdemeanor.

B. A charge for a violation of Subsection A of this section shall be in addition to a charge for the violation of Section 66-8-102 NMSA 1978 and shall be punished as a separate offense.

C. As used in this section, "minor" means an individual who is younger than thirteen years of age."

SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2019.