

AN ACT

RELATING TO HIGHWAYS; ALLOWING POLICE AND THE STATE HIGHWAY
AND TRANSPORTATION DEPARTMENT TO CLEAR HIGHWAY OBSTRUCTIONS.

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

Section 1. Section 66-7-349 NMSA 1978 (being Laws
1978, Chapter 35, Section 453) is amended to read:

"66-7-349. STOPPING, STANDING OR PARKING OUTSIDE OF
BUSINESS OR RESIDENCE DISTRICTS.--

A. Upon any highway outside of a business or
residence district, no person shall stop, park or leave
standing a vehicle, whether attended or unattended, upon the
paved or main-traveled part of the highway when it is
practicable to stop, park or leave the vehicle off such part
of the highway, but in every event an unobstructed width of
the highway opposite a standing vehicle shall be left for the
free passage of other vehicles and a clear view of such
stopped vehicles shall be available from a distance of two
hundred feet in each direction upon the highway.

B. Subsection A of this section does not apply to
the driver of a vehicle that is disabled while on the paved
or main-traveled portion of a highway in such manner and to
such extent that it is impossible to avoid stopping and
temporarily leaving the disabled vehicle in that position.

C. The state highway and transportation

department, unless otherwise directed by an investigating police officer, or a police officer may remove or cause to be removed a vehicle or other obstruction from the paved or main-traveled part of a highway to the nearest place of safety if the vehicle or other obstruction obstructs traffic or poses a traffic hazard." _____
