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HOUSE BILL 12

**50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012**

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

underscored material = new  
[bracketed material] = delete

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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 to another person is guilty of a  
6 misdemeanor and shall be punished in accordance with the  
7 provisions of Section 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, 2012.