

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR
SENATE BILL 290

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

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

.193382.1

underscored material = new
[bracketed material] = delete

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 or protracted loss or permanent impairment of the
12 function of any member or organ of the body."

13 SECTION 2. EFFECTIVE DATE.--The effective date of the
14 provisions of this act is July 1, 2013.