

HOUSE JUDICIARY COMMITTEE SUBSTITUTE FOR
HOUSE BILL 772

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING PENALTIES FOR FAILURE TO
YIELD THE RIGHT OF WAY.

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

Section 1. FAILURE TO YIELD THE RIGHT OF WAY--FAILURE TO
YIELD THE RIGHT OF WAY CAUSING GREAT BODILY INJURY--FAILURE TO
YIELD THE RIGHT OF WAY CAUSING DEATH--PENALTY.--

A. It is unlawful for a person to fail to yield the
right of way as described in Chapter 66, Article 7 NMSA 1978.

B. As used in this section:

(1) "conviction" means an adjudication of
guilt and does not include imposition of a sentence; and

(2) "great bodily injury" means an injury to a
person that creates a high probability of death, causes serious
disfigurement or results in permanent or protracted loss or

.157464.1

underscored material = new
[bracketed material] = delete

1 impairment of the function of a member or organ of the body.

2 C. A person convicted of failure to yield the right
3 of way causing no great bodily injury or death is guilty of a
4 misdemeanor and shall be punished pursuant to Section 66-8-7
5 NMSA 1978.

6 D. A person convicted of failure to yield the right
7 of way causing great bodily injury or death is guilty of a
8 fourth degree felony and shall be punished pursuant to Section
9 31-18-15 NMSA 1978.