

underscored material = new
[bracketed material] = delete

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

SENATE BILL 17

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

INTRODUCED BY

Peter Wirth

ENDORSED BY THE COURTS, CORRECTIONS AND JUSTICE COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; PROHIBITING TEXTING WHILE DRIVING;
PROVIDING EXCEPTIONS.

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

SECTION 1. A new section of the Motor Vehicle Code is
enacted to read:

"[NEW MATERIAL] TEXTING WHILE DRIVING.--

A. A person shall not read, view, type or send a
text message on a mobile communication device while driving a
motor vehicle, except:

(1) to summon medical or other emergency help;

or

(2) in the operation of an authorized law
enforcement or emergency vehicle as required by the driver's
official duties.

.190127.2SA

underscoring material = new
~~[bracketed material] = delete~~

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

B. As used in this section:

(1) "driving" means being in actual physical control of a motor vehicle on a highway or street, but "driving" does not include being safely stopped;

(2) "mobile communication device" means a wireless communication device that is designed to receive and transmit text or image messages, but "mobile communication device" does not include a global positioning or navigation system; and

(3) "text message" means a digital communication transmitted or intended to be transmitted to a communication device and includes electronic mail, an instant message, a text or image communication or any command or request to an internet site."

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