

FIFTY-SECOND LEGISLATURE
SECOND SESSION

February 17, 2016

SENATE FLOOR AMENDMENT number ___1_ to SENATE BILL 118, as amended
Amendment sponsored by Senator William E. Sharer.

1. Strike all senate finance committee amendments.
2. On page 1, lines 12 and 13, strike "OR GREAT BODILY HARM BY VEHICLE".
3. On page 1, lines 14 through 16, strike "WHILE VIOLATING SECTION 66-8-113 NMSA 1978 (BEING LAWS 1978, CHAPTER 35, SECTION 521, AS AMENDED)".
4. On page 2, lines 5 and 6, strike "or great bodily harm by vehicle".
5. On page 2, lines 7 and 8, strike "or while violating Section 66-8-113 NMSA 1978".
6. On page 2, line 10, strike ", provided that" and insert in lieu thereof a period.
7. On page 2, strike lines 11 through 13 in their entirety.
8. On page 2, between lines 13 and 14, insert the following new subsections:

"D. A person who commits homicide by vehicle while violating Section 66-8-113 NMSA 1978 is guilty of a third degree felony and shall be sentenced pursuant to the provisions of Section 31-18-15 NMSA 1978, provided that violation of speeding laws as set forth in the Motor Vehicle Code shall not per se be a basis for violation of Section 66-8-113 NMSA 1978.

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E. A person who commits great bodily harm by vehicle while under the influence of intoxicating liquor, while under the influence of any drug or while violating Section 66-8-113 NMSA 1978 is guilty of a third degree felony and shall be sentenced pursuant to the provisions of Section 31-18-15 NMSA 1978, provided that violation of speeding laws as set forth in the Motor Vehicle Code shall not per se be a basis for violation of Section 66-8-113 NMSA 1978."

9. Reletter succeeding subsections accordingly.

10. On page 2, line 17, after "C", insert "or E".

William E. Sharer

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____