

1 SENATE BILL 344

2 **55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

3 INTRODUCED BY

4 Martin Hickey

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10 AN ACT

11 RELATING TO CRIME; CREATING THE CRIME OF VEHICULAR
12 MANSLAUGHTER.

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

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

17 "[NEW MATERIAL] VEHICULAR MANSLAUGHTER.--

18 A. Vehicular manslaughter consists of the killing
19 of a human being, without malice, in the unlawful operation of
20 a motor vehicle while committing a crime that is not classified
21 as a felony, but that not does not include a misdemeanor for:

22 (1) driving under the influence of
23 intoxicating liquor or drugs pursuant to Section 66-8-201 NMSA
24 1978;

25 (2) reckless driving pursuant to Section

.219349.1

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1 66-8-113 NMSA 1978; or

2 (3) resisting, evading or obstructing an
3 officer pursuant to Section 30-22-1 NMSA 1978.

4 B. A person who commits vehicular manslaughter is
5 guilty of a fourth degree felony and shall be sentenced
6 pursuant to the provisions of Section 31-18-15 NMSA 1978."

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