

American Legion Auxiliary
New Mexico Girls State
Bill Instruction Sheet



Principal Author: Chloe Brownell

Bill No: _____ Committee: _____

Status:

Passed by: Committee House Senate Governor

Tabled by: Committee House Senate Governor

Other: _____

Simple Title of Bill: Punishment for DUI's and DWI's

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BILL

70TH SESSION – AMERICAN LEGION AUXILIARY NEW MEXICO GIRLS STATE – 2017

INTRODUCED BY

AN ACT

RELATED TO DRIVING WHILE INTOXICATED AND DRIVING UNDER THE INFLUENCE;
OUTLAWING HARDSHIP LICENSES AFTER PRE-CONVICTION AND POST-
CONVICTION ADMINISTRATIVE LISENCE SUSPENSION/REVOICATION; REQUIRING
THE IMPOUNDMENT OF THE VEHICLE UNTIL THE REINSTATEMENT OF THE
LISCENSE; INCREASING FINES; REQUIRING JAIL TIME ON THE FIRST OFFENSE;

1 BE IT ENACTED BY THE LEGISLATURE OF THE AMERICAN LEGION AUXILIARY NEW
2 MEXICO GIRLS STATE:

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4 SECTION 1. DEFINITIONS – As used in the DWI/DUI Act:

5 A. “ALR” means administrative license revocation;

6 B. “ALS” means administrative license suspension;

7 C. “hardship license” means a restricted license allowing the holder to drive to and
8 from, their place of employment, their mandatory community service, and their
9 mandatory alcohol education/treatment classes.

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11 SECTION 2. PROVISIONS – After ALS/ALR is carried out by the arresting officer pre-
12 conviction as an administrative action on behalf of the MVD and after ALS/ALR is carried
13 out post-conviction by a judge the driver will not be allowed to receive a hardship license
14 regardless of the number of offenses they have had. The convicted driver’s car will be
15 seized and kept in an impound yard at the expense of the convicted until the reinstatement
16 of their license at which point they will be required to pick it up. In doing so the number of
17 drivers who are repeat offenders of DUI and DWI laws could be decreased.

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19 SECTION 3. DRIVING WHILE INTOXICATED/DRIVING UNDER THE INFLUENCE –
20 PENALTY. – Any person who drives while intoxicated or drives under the influence shall be
21 punished by a fine of not more than seven hundred fifty dollars (\$750) and by imprisonment
22 for a definite term not to exceed two days.

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24 All laws, acts, provisions, or parts of laws contained in the Constitution of the State of New
25 Mexico in conflict with any provision of this act are hereby repealed.

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2 This act shall become effective 90 days after its passage and approval by the American
3 Legion Auxiliary New Mexico Girls State Governor or its otherwise becoming a law.