



City of Santa Fe New Mexico

Memorandum



Date: December 31, 2020

To: Quality of Life Committee, Finance Committee, and Governing Body

Via: Erin K. McSherry, City Attorney

From: Kyle Hibner, City Prosecutor ^{KH}
Jesse Guillen, Legislative Liaison ^{KH} *JG*

RE: Updates to the Uniform Traffic Ordinance, 2020

ITEM AND ISSUE:

The Bill incorporates changes to the Uniform Traffic Ordinance that reflect changes made at the state level.

BACKGROUND AND SUMMARY:

The Uniform Traffic Ordinance, as compiled by the New Mexico Municipal League, includes all statutory changes enacted by the legislature and as amended by the Governing Body.

The Bill amends various sections of the Uniform Traffic Ordinance to insert a clause stating that a person who violates a provision of the particular section is guilty of a penalty assessment misdemeanor while also removing the possibility of jail time in most cases.

A new section to establish a charge for driving while intoxicated with a minor in the vehicle is being added as well as creating three different sections for (1) driving while license is suspended, (2) driving while license is administratively suspended, and (3) driving when the privilege to do so has been revoked.

The Bill amends the section on littering to allow for the requirement for a violator to pick up the litter. The Bill also allows for motorists to use a portable electronic device to show proof of insurance. Schedule A of the UTO, the Penalty Assessment Schedule, is being amended as required based on the amendments to the UTO.

Finally, Section 24-1.1 SFCC 1987 is being amended to add the UTO as an Exhibit A at the end of Chapter 24 to provide ease of access to the public.

ACTION REQUESTED:

Adopt the Bill as presented.

ATTACHMENTS:

Bill
Fiscal Impact Report