

**CITY OF ELEPHANT BUTTE
ORDINANCE NO. 146**

**AN ORDINANCE ADOPTING THE AMENDED NEW MEXICO UNIFORM TRAFFIC
ORDINANCE PENALTY ASSEMENT ORDINANCE BY REFERENCE.**

WHEREAS, The Governing Body of the City of Elephant Butte adopted the 2010 Compilation of the New Mexico Uniform Traffic Ordinance, including all amendments adopted through July 1, 2014 and specifically comprising of Section 12-6-18 on August 6, 2014; and

WHEREAS, The adoption of the updated Uniform Traffic Ordinance provides for a local government to enact a corresponding fine for violations of Section 12-6-18 "Texting While Driving" by adoption of a revised Penalty Assessment Ordinance.

**NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF
ELEPHANT BUTTE, NEW MEXICO, THAT:**

SECTION 1. ADOPTION BY REFERENCE

The New Mexico Uniform Traffic Ordinance, Penalty Assessment Ordinance is hereby adopted by reference, pursuant to Section 3-17-6 NMSA 1978. All previously adopted sections shall remain unchanged.

SECTION 2. NEW PENALTY ASSESSMENT VIOLATION

Texting While Driving

A violation of the provisions of this section (12-6-18) is punishable by a fine of \$25 for a first violation and \$50 for a second or subsequent violation.

SECTION 3. EFFECTIVE DATE

The effective date of this ordinance shall be the 12th day of August, 2014.

PASSED, APPROVED AND ADOPTED by the Governing Body of the City of Elephant Butte, New Mexico, this 6th day of August, 2014.

BY:



Eunice Kent, Mayor

Attest:



Alan Briley, Acting City Clerk