

HOUSE BILL 60

57TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2026

## INTRODUCED BY

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## AN ACT

11 RELATING TO CRIME; REVISING THE DEFINITION OF "CRIMINAL  
12 OFFENSE" FOR THE PURPOSE OF THE VICTIMS OF CRIME ACT TO INCLUDE  
13 CERTAIN CRIMES AGAINST A PEACE OFFICER.

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

16                   **SECTION 1.** Section 31-26-3 NMSA 1978 (being Laws 1994,  
17 Chapter 144, Section 3, as amended) is amended to read:

18                   "31-26-3. DEFINITIONS.--As used in the Victims of Crime  
19                   Act:

23 B. "criminal offense" means:

underscored material = new  
[bracketed material] = delete

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[bracketed material] = delete

of Section 30-17-5 NMSA 1978;

(2) aggravated arson, as provided in Section 30-17-6 NMSA 1978;

(3) aggravated assault, as provided in Section 30-3-2 NMSA 1978;

(4) aggravated battery, as provided in Section 30-3-5 NMSA 1978;

(5) dangerous use of explosives, as provided in Section 30-7-5 NMSA 1978;

(6) negligent use of a deadly weapon, as provided in Section 30-7-4 NMSA 1978;

(7) murder, as provided in Section 30-2-1 NMSA 1978;

(8) voluntary manslaughter, as provided in Subsection A of Section 30-2-3 NMSA 1978;

(9) involuntary manslaughter, as provided in Subsection B of Section 30-2-3 NMSA 1978;

(10) kidnapping, as provided in Section 30-4-1 NMSA 1978;

(11) criminal sexual penetration, as provided in Section 30-9-11 NMSA 1978;

(12) criminal sexual contact of a minor, as provided in Section 30-9-13 NMSA 1978;

(13) armed robbery, as provided in Section 30-16-2 NMSA 1978;

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(14) homicide by vehicle, as provided in  
Section 66-8-101 NMSA 1978;

(15) great bodily injury by vehicle, as provided in Section 66-8-101 NMSA 1978;

(16) abandonment of a child or abuse of a child, as provided in Section 30-6-1 NMSA 1978;

(17) stalking or aggravated stalking, as provided in the Harassment and Stalking Act;

(18) aggravated assault against a household member, as provided in Section 30-3-13 NMSA 1978;

(19) assault against a household member with intent to commit a violent felony, as provided in Section 30-3-14 NMSA 1978;

(20) battery against a household member, as provided in Section 30-3-15 NMSA 1978; [or]

(21) aggravated battery against a household member, as provided in Section 30-3-16 NMSA 1978;

(22) aggravated assault upon a peace officer,  
as provided in Section 30-22-22 NMSA 1978;

(23) assault with intent to commit a violent felony upon a peace officer, as provided in Section 30-22-23 NMSA 1978;

(24) battery upon a peace officer, as provided in Section 30-22-24 NMSA 1978; or

(25) aggravated battery upon a peace officer,

as provided in Section 30-22-25 NMSA 1978;

C. "court proceeding" means a hearing, argument or other action scheduled by and held before a court;

D. "family member" means a spouse, child, sibling, parent or grandparent;

E. "formally charged" means the filing of an indictment, the filing of [a] criminal information pursuant to a bind-over order, the filing of a petition or the setting of a preliminary hearing;

F. "victim" means an individual against whom a criminal offense is committed. "Victim" also means a family member or a victim's representative when the individual against whom a criminal offense was committed is a minor, is incompetent or is a homicide victim; and

G. "victim's representative" means an individual designated by a victim or appointed by the court to act in the best interests of the victim."

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