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SENATE BILL 4

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

John T. L. Grubescic

AN ACT

RELATING TO PUBLIC OFFICIALS; ENHANCING SENTENCES FOR FELONIES.

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

Section 1. A new section of the Criminal Sentencing Act is enacted to read:

"[NEW MATERIAL] FELONIES--PUBLIC OFFICIALS--ENHANCEMENT OF SENTENCES.--

A. As used in this section, "public official" means a person elected to an office in an election covered by the Campaign Reporting Act or a person appointed to an office that is subject to an election covered by that act.

B. When a separate finding of fact by the court or jury shows beyond a reasonable doubt that an offender is a public official and that the felony conviction relates to, arises out of or is in connection with the offender's holding

underscoring material = new
[bracketed material] = delete

underscored material = new
[~~bracketed material~~] = delete

1 of an elected office, the basic sentence may be increased by an
2 additional fine not to exceed the value of the salary and
3 fringe benefits paid to the offender, by virtue of holding an
4 elected public office, after the commission of the first act
5 that was a basis for the felony conviction."

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