

HOUSE JUDICIARY COMMITTEE SUBSTITUTE FOR
HOUSE BILL 156

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

AN ACT

RELATING TO CRIME; CREATING THE CRIME OF ILLEGALLY DISMANTLING
A MOTOR VEHICLE, VEHICLE, STOLEN MOTOR VEHICLE OR STOLEN
VEHICLE; PROVIDING A PENALTY.

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

SECTION 1. A new section of the Criminal Code is enacted
to read:

"[NEW MATERIAL] ILLEGALLY DISMANTLING A MOTOR VEHICLE,
VEHICLE, STOLEN MOTOR VEHICLE OR STOLEN VEHICLE--PENALTY.--

A. Illegally dismantling a motor vehicle, vehicle,
stolen motor vehicle or stolen vehicle consists of a person
owning, operating, maintaining or controlling a chop shop, who
knows or has reason to believe that it is a chop shop.

B. Whoever commits illegally dismantling a motor
vehicle, vehicle, stolen motor vehicle or stolen vehicle is

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1 guilty of a third degree felony.

2 C. As used in this section:

3 (1) "chop shop" means a building, lot,
4 facility or other structure or premises where a person
5 possesses, receives, stores, disassembles or alters, including
6 the alteration or concealment of any identifying feature or
7 number, including the manufacturer's serial number, engine
8 number, decal or other distinguishing number or identification
9 mark or number placed under assignment of the motor vehicle
10 division of the taxation and revenue department of a vehicle
11 required to be registered pursuant to the Motor Vehicle Code or
12 any vehicle, motor vehicle or motor vehicle engine or component
13 as defined in the Motor Vehicle Code, an unlawfully obtained
14 motor vehicle, vehicle or major component motor vehicle part
15 for the purpose of using, selling or disposing of the motor
16 vehicle, vehicle or major component motor vehicle part;

17 (2) "motor vehicle" means every vehicle that
18 is self-propelled and every vehicle that is propelled by
19 electric power obtained from batteries or from overhead trolley
20 wires, but not operated upon rails;

21 (3) "unlawfully obtained" means obtained by
22 theft, fraud or deceit or obtained without the permission of
23 the owner; and

24 (4) "vehicle" means every device in, upon or
25 by which any person or property is or may be transported or

1 drawn upon a highway, including any frame, chassis, body or
2 unitized frame and body of any vehicle or motor vehicle, except
3 devices moved exclusively by human power or used exclusively
4 upon stationary rails or tracks."

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