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SENATE BILL 363

56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023

INTRODUCED BY
Antonio Maestas

AN ACT

RELATING TO CRIME; EXCLUDING FROM THE CRIME OF VOLUNTARY
MANSLAUGHTER KILLINGS COMMITTED DURING THE ESCAPE FROM THE
COMMISSION OF A FELONY AND WHILE RESISTING LAWFUL ARREST.

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

SECTION 1. Section 30-2-3 NMSA 1978 (being Laws 1963,
Chapter 303, Section 2-3, as amended) is amended to read:

"30-2-3. MANSLAUGHTER.--Manslaughter is the unlawful
killing of a human being without malice.

A. Voluntary manslaughter consists of manslaughter
committed upon a sudden quarrel or in the heat of passion,
except that a sudden quarrel or heat of passion shall not
include any conduct in the course of or during an escape from
the commission of a felony offense or while resisting a lawful
arrest by a law enforcement officer or another person.

