1	SENATE BILL 746
2	43rd legislature- STATE OF NEW MEXICO - FIRST SESSION, 1997
3	I NTRODUCED BY
4	r. l. stockard
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10	AN ACT
11	RELATING TO CRIMINAL LAW; CREATING A NEW CRIMINAL OFFENSE OF
12	DISARMING A LAW ENFORCEMENT OFFICER OR CORRECTIONS OFFICER;
13	PROVIDING A PENALTY; ENACTING A NEW SECTION OF THE CRIMINAL
14	CODE.
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16	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
17	Section 1. A new section of the Criminal Code is enacted
18	to read:
19	"[ <u>NEW MATERIAL</u> ] DISARMING A LAW ENFORCEMENT OFFICER OR
20	CORRECTIONS OFFICER
21	A. Disarming a law enforcement officer or
22	corrections officer consists of knowingly:
23	(1) removing a firearm or weapon from the
24	person of a law enforcement officer or corrections officer when
25	the officer is acting within the scope of his duties; or
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1	(2) depriving a law enforcement officer or
2	corrections officer of the use of a firearm or weapon when the
3	officer is acting within the scope of his duties.
4	B. The provisions of Subsection A of this act shall
5	not apply when a law enforcement officer or corrections officer
6	is engaged in felonious conduct.
7	C. Whoever commits disarming a law enforcement
8	officer or corrections officer is guilty of a fourth degree
9	fel ony. "
10	Section 2. EFFECTIVE DATE The effective date of the
11	provisions of this act is July 1, 1997.
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### 2 FIRST SESSION, 1997 3 4 5 March 5, 1997 6 7 Mr. President: 8 9 Your **JUDICIARY COMMTTEE**, to whom has been referred 10 11 12 SENATE BILL 746 13 14 has had it under consideration and reports same with **15** recommendation that it **DO PASS**, amended as follows: 16 **17** 18 On page 1, line 12, strike "LAW ENFORCEMENT OFFICER OR 19 CORRECTIONS" and insert in lieu thereof "PEACE". 20 21 On page 1, lines 19 and 20, strike "LAW ENFORCEMENT 22 DFFICER OR CORRECTIONS" and insert in lieu thereof "PEACE". 23 24 On page 1, lines 21 and 22, strike "law enforcement 25 officer or corrections" and insert in lieu thereof "peace".

FORTY-THIRD LEGISLATURE

SB 746/a

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### FORTY-THIRD LEGISLATURE FIRST SESSION, 1997

1	FIRST SESSION, 1997			
2				
3	SJC/SB 746	Page 4		
4	4. On page 1, line 24, strike "law enforcement officer or			
5	corrections" and insert in lieu thereof "peace".			
6				
7	5. On page 2, lines 1 and 2, strike "law enforcement officer			
8	or corrections" and insert in lieu thereof "peace".			
9				
10	6. On page 2, line 5, strike "law enforcement officer or			
11	corrections" and insert in lieu thereof "peace".			
12 13 14	7. On page 2, line 6, strike "felonious" and insert in lieu thereof "criminal".			
15 16	8. On page 2, lines 7 and 8, strike "law enforcement officer			
17	or corrections" and insert in lieu thereof "peace".			
18 19	9. On page 2, line 8, strike "fourth" and insert in lieu			
20	thereof "third".			
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### FORTY-THIRD LEGISLATURE FIRST SESSION, 1997

1		FIRST	SESSION, 199	7	
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3	SJC/SB 746				Page 5
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6			Pognoot fully	gubmi ++ od	
7			Respectfully	Subiiii ctea,	
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9					
10					
11			Fernando R. M	hcias, Chairman	_
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13					
14					
15	Adopted_		Not Adopted		_
16		(Chief Clerk)		(Chief Clerk)	
17					
18 19					
20		Date			
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22					
23	The roll	call vote was <u>7</u> For	1 Agai nst		
24	Yes:	7			
25	No:	Sanchez			
	Excused:				
	Absent:	None			
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### FORTY-THIRD LEGISLATURE FIRST SESSION, 1997

1	FIRST SESSION, 1997
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3	SJC/SB 746 Page 6
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### State of New Mexico House of Representatives

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4	FORTY- THI RD LEGI SLATURE
5	FIRST SESSION, 1997
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8	March 19, 1997
9	WEI CH 10, 1007
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11	Mr. Speaker:
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13	Your <b>JUDICIARY COMMITTEE</b> , to whom has been referred
14	SENATE BILL 746, as anended
15	SEIVALE BILL 140, as anchucu
16	has had it under consideration and reports same with
17	recommendation that it <b>DO PASS.</b>
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19	Respectfully submitted,
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23	Thomas P. Foy, Chairman
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### FORTY-THIRD LEGISLATURE FIRST SESSION, 1997

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2	Adopted		Not Adopted _		
3		(Chief Clerk)		(Chief Clerk)	
4		Date	e		
5					
6	The roll	call vote was 9 For	r <u>2</u> Agai nst		
7	Yes:	9			
8	No:	Pederson, Stewart			
9		Ri os, Sanchez			
10	Absent:	None			
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