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HOUSE BILL 8

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2003

INTRODUCED BY

Mary Helen Garcia

AN ACT

**RELATING TO CRIMINAL OFFENSES; CHANGING THE CONDITIONS TO
REDUCE KIDNAPPING TO A SECOND DEGREE FELONY.**

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

**Section 1. Section 30-4-1 NMSA 1978 (being Laws 1963,
Chapter 303, Section 4-1, as amended) is amended to read:**

"30-4-1. KIDNAPPING. --

**A. Kidnapping is the unlawful taking, restraining,
transporting or confining of a person, by force, intimidation
or deception, with intent:**

(1) that the victim be held for ransom;

**(2) that the victim be held as a hostage or
shield and confined against his will;**

**(3) that the victim be held to service against
the victim's will; or**

1 (4) to inflict death, physical injury or a
2 sexual offense on the victim

3 B. Whoever commits kidnapping is guilty of a first
4 degree felony, except that he is guilty of a second degree
5 felony when he voluntarily frees the victim in a safe place and
6 does not inflict [~~great bodily harm upon~~] physical injury or a
7 sexual offense on the victim "

underscored material = new
[bracketed material] = delete

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