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HOUSE BILL 962

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

INTRODUCED BY

William "Bill" R. Rehm

AN ACT

RELATING TO CRIMINAL LAW; PROVIDING PENALTIES FOR CAUSING GREAT
BODILY HARM TO OTHERS WHILE FLEEING A LAW ENFORCEMENT OFFICER
IN A MOTOR VEHICLE.

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

Section 1. Section 30-22-1.1 NMSA 1978 (being Laws 2003,
Chapter 260, Section 5) is amended to read:

"30-22-1.1. AGGRAVATED FLEEING A LAW ENFORCEMENT
OFFICER.--

A. Aggravated fleeing a law enforcement officer
consists of a person willfully and carelessly driving [~~his~~
that person's vehicle in a manner that endangers the life of
another person after being given a visual or audible signal to
stop, whether by hand, voice, emergency light, flashing light,
siren or other signal, by a uniformed law enforcement officer

.166915.1

underscoring material = new
[bracketed material] = delete

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1 in an appropriately marked law enforcement vehicle in pursuit
2 in accordance with the provisions of the Law Enforcement Safe
3 Pursuit Act.

4 B. Whoever commits aggravated fleeing a law
5 enforcement officer is guilty of a fourth degree felony.

6 C. Whoever commits aggravated fleeing a law
7 enforcement officer and in the commission of aggravated fleeing
8 a law enforcement officer causes great bodily harm to a person
9 is guilty of a third degree felony.

10 D. Whoever commits aggravated fleeing a law
11 enforcement officer and in the commission of aggravated fleeing
12 a law enforcement officer causes great bodily harm to two or
13 more persons is guilty of a second degree felony."

14 Section 2. EFFECTIVE DATE.--The effective date of the
15 provisions of this act is July 1, 2007.