

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR
SENATE BILL 10

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

AN ACT

RELATING TO CRIMINAL LAW; PROHIBITING INTIMIDATION OF A JUDGE;
PROHIBITING RETALIATION; PROVIDING PENALTIES.

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]~~ INTIMIDATION OF A JUDGE--RETALIATION.--

A. Intimidation of a judge consists of
intentionally threatening bodily injury to or damage to the
property of a judge or a family member of a judge with the
intent to influence a judge's exercise of the judge's judicial
duties.

B. Retaliation against a judge consists of
intentionally threatening bodily injury to or damage to the
property of a judge or a family member of a judge with the

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underscored material = new
[bracketed material] = delete

1 intent to retaliate against the judge for the judge's exercise
2 of the judge's judicial duties.

3 C. A person who commits intimidation of a judge is
4 guilty of a fourth degree felony.

5 D. A person who commits retaliation against a judge
6 is guilty of a fourth degree felony.

7 E. As used in this section:

8 (1) "family member" means a person who is a
9 husband or wife, parent, child or grandchild by consanguinity
10 or affinity; and

11 (2) "judge" means a justice, a judge, a
12 magistrate, a domestic violence special commissioner or a
13 judicial hearing officer."