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HOUSE BILL 393

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

STEVAN E. PEARCE

AN ACT

RELATING TO CRIMINAL LAW; INCREASING THE PENALTIES FOR  
AGGRAVATED BATTERY UPON A PEACE OFFICER; AMENDING A SECTION OF  
THE NMSA 1978.

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

Section 1. Section 30-22-25 NMSA 1978 (being Laws 1971,  
Chapter 265, Section 5) is amended to read:

"30-22-25. AGGRAVATED BATTERY UPON PEACE OFFICER. --

A. Aggravated battery upon a peace officer consists  
of the unlawful touching or application of force to the person  
of a peace officer with intent to injure that peace officer  
while he is in the lawful discharge of his duties.

B. Whoever commits aggravated battery upon a peace  
officer, inflicting an injury to the peace officer ~~which~~ that  
is not likely to cause death or great bodily harm, but does

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1 cause painful temporary disfigurement or temporary loss or  
2 impairment of the functions of any member or organ of the body,  
3 is guilty of a [~~fourth~~] third degree felony.

4 C. Whoever commits aggravated battery upon a peace  
5 officer inflicting great bodily harm, or does so with a deadly  
6 weapon or in any manner whereby great bodily harm or death can  
7 be inflicted, is guilty of a [~~third~~] second degree felony."

8 Section 2. EFFECTIVE DATE. -- The effective date of the  
9 provisions of this act is July 1, 1997.

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**State of New Mexico**  
**House of Representatives**

**FORTY-THIRD LEGISLATURE**  
**FIRST SESSION, 1997**

February 14, 1997

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 393

has had it under consideration and reports same with  
recommendation that it DO PASS, and thence referred to the  
APPROPRIATIONS AND FINANCE COMMITTEE.

Respectfully submitted,

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Thomas P. Foy, Chairman

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**FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997**

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 8 For 1 Against

Yes: 8

No: M P. Garcia

Excused: Luna, Rios, Sanchez, Pederson

Absent: None

M \H0393

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# State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 7, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to  
whom has been referred

HOUSE BILL 393

has had it under consideration and reports same with  
recommendation that it DO PASS.

Respectfully submitted,

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Max Coll, Chairman

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 12 For 0 Against

Yes: 12

Excused: Bird, Coll, Knowles, Marquardt, Picraux

Absent: None

M \H0393

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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March 20, 1997

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10 Mr. President:

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Your JUDICIARY COMMITTEE, to whom has been referred

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HOUSE BILL 393

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has had it under consideration and reports same with

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recommendation that it DO PASS.

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Respectfully submitted,

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Fernando R. Macias, Chairman

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Adopted \_\_\_\_\_

Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

1 HB-393

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Date \_\_\_\_\_

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The roll call vote was 5 For 1 Against

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Yes: 5

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No: Sanchez

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Excused: Tsosie, McSorley

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Absent: None

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