

Underscored material = new  
[bracketed material] = delete

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

SENATE BILL 1214

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

INTRODUCED BY

L. SKIP VERNON

AN ACT

RELATING TO CRIMINAL LAW; ADDING ELEMENTS TO THE CRIMINAL  
OFFENSE OF INTIMIDATION OF A WITNESS; AMENDING A SECTION OF THE  
NMSA 1978.

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

Section 1. Section 30-24-3 NMSA 1978 (being Laws 1963,  
Chapter 303, Section 24-3, as amended) is amended to read:

"30-24-3. BRIBERY OR INTIMIDATION OF A WITNESS--  
RETALIATION AGAINST A WITNESS.--

A. Bribery or intimidation of a witness consists of  
any person knowingly:

(1) giving or offering to give anything of  
value to any witness or to any person likely to become a witness  
in any judicial, administrative, legislative or other official  
cause or proceeding to testify falsely or to abstain from

Underscored material = new  
[bracketed material] = delete

1 testifying to any fact in such cause or proceeding;

2 (2) intimidating or threatening any witness or  
3 person likely to become a witness in any judicial,  
4 administrative, legislative or other official cause or  
5 proceeding for the purpose of preventing such individual from  
6 testifying to any fact, to abstain from testifying or to testify  
7 falsely; [~~or~~]

8 (3) intimidating or threatening any person or  
9 giving or offering to give anything of value to any person with  
10 the intent to keep the person from truthfully reporting to a law  
11 enforcement officer or any agency of government that is  
12 responsible for enforcing criminal laws information relating to  
13 the commission or possible commission of a felony offense or a  
14 violation of conditions of probation, parole or release pending  
15 judicial proceedings; or

16 (4) intimidating or threatening any child or  
17 giving or offering to give anything of value to any child with  
18 the intent to keep the child from truthfully reporting to an  
19 adult information relating to the commission or possible  
20 commission of a felony offense or a violation of conditions of  
21 probation, parole or release pending judicial proceedings.

22 B. Retaliation against a witness consists of any  
23 person knowingly engaging in conduct that causes bodily injury  
24 to another person or damage to the tangible property of another  
25 person, or threatening to do so, with the intent to retaliate

. 117285. 1

Underscored material = new  
~~[bracketed material] = delete~~

1 against any person for any information relating to the  
2 commission or possible commission of a felony offense or a  
3 violation of conditions of probation, parole or release pending  
4 judicial proceedings given by a person to a law enforcement  
5 officer.

6 C. Whoever commits bribery or intimidation of a  
7 witness or retaliation against a witness is guilty of a fourth  
8 degree felony. "

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

11 - 3 -