SENATE BILL 142
55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021

INTRODUCED BY
Craig W. Brandt

AN ACT

RELATING TO CRIME; MAKING A THREAT OF A SHOOTING UNLAWFUL.

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

SECTION 1. Section 30-20-16 NMSA 1978 (being Laws 1975, Chapter 285, Section 1, as amended) is amended to read:

"30-20-16. BOMB SCARES AND SHOOTING THREATS UNLAWFUL.--

A. Making a bomb scare consists of falsely and maliciously stating to another person that a bomb or other explosive has been placed in such a position that property or persons are likely to be injured or destroyed.

B. Making a shooting threat consists of falsely and maliciously stating to another person that the person making the threat or another person intends to bring a firearm to a property or use the firearm with the intent to:

(1) place a person or group of persons in fear
of great bodily harm;

(2) prevent or interrupt the occupation or use of a public building; or

(3) cause a response to the threat by an official or volunteer agency organized to deal with emergencies.

[B-] C. Whoever commits making a bomb scare or shooting threat is guilty of a fourth degree felony.

[C-] D. A court may order a person convicted for the offense of making a bomb scare or shooting threat to reimburse the victim of the offense for economic harm caused by that offense.

[D-] E. As used in this section, "economic harm" means all direct, incidental and consequential financial harm suffered by a victim of the offense of making a bomb scare or shooting threat. "Economic harm" includes:

(1) wages, salaries or other compensation lost as a result of the commission of the offense of making a bomb scare or shooting threat;

(2) the cost of all wages, salaries or other compensation paid to employees for time that those employees are prevented from working as a result of the commission of the offense of making a bomb scare or shooting threat; and

(3) overhead costs incurred for the period of time that a business is shut down as a result of the commission
of the offense of making a bomb scare or shooting threat.

[E] F. This section shall not be construed to
limit a court's authority to order restitution to a victim of
the offense of making a bomb scare or shooting threat pursuant
to other provisions of law."