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HOUSE BILL 182

52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016

INTRODUCED BY

Roberto "Bobby" J. Gonzales and Monica Youngblood

AN ACT

RELATING TO CRIMINAL LAW; ESTABLISHING THE CRIME OF CARGO
THEFT; ENACTING PENALTIES.

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

SECTION 1. [NEW MATERIAL] CARGO THEFT--PENALTIES.--

A. Cargo theft consists of stealing:

(1) commercial goods being transported by a
vehicle; or

(2) any vehicle engaged in the transportation
of commercial goods.

B. Whoever commits cargo theft is guilty of a
second degree felony and shall be sentenced, notwithstanding
the provisions of Section 31-18-15 NMSA 1978, to nine years
imprisonment and a fine not to exceed the value of the property
stolen and the cost of recovering the property. The amount of

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

underscoring material = new
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1 the fine shall be based upon the fair market value of the
2 property stolen.

3 C. As used in this section:

4 (1) "commercial goods" means goods being
5 transported for purchase or sale; and

6 (2) "vehicle" means the vehicle being used to
7 transport commercial goods and any trailer, container or
8 similar conveyance drawn or utilized by the vehicle.

9 SECTION 2. EFFECTIVE DATE.--The effective date of the
10 provisions of this act is July 1, 2016."