

1 SENATE BILL 160

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

3 INTRODUCED BY

4 Candace Gould

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10 AN ACT

11 RELATING TO CRIMINAL LAW; INCREASING THE CRIMINAL PENALTY FOR
12 ENTICEMENT OF CHILD; EXTENDING THE AGE RANGE FOR ENTICEMENT OF
13 CHILD.

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

16 SECTION 1. Section 30-9-1 NMSA 1978 (being Laws 1963,
17 Chapter 303, Section 9-10) is amended to read:

18 "30-9-1. ENTICEMENT OF CHILD.--

19 A. Enticement of child consists of:

20 [A.] (1) enticing, persuading or attempting to
21 persuade a child under the age of [~~sixteen~~] eighteen years to
22 enter any vehicle, building, room or secluded place with intent
23 to commit an act [~~which~~] that would constitute a crime under
24 Chapter 30, Article 9 [~~of the Criminal Code~~] NMSA 1978; or

25 [B.] (2) having possession of a child under

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underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 the age of [~~sixteen~~] eighteen years in any vehicle, building,
2 room or secluded place with intent to commit an act [~~which~~
3 that would constitute a crime under Chapter 30, Article 9 [~~of~~
4 ~~the Criminal Code~~] NMSA 1978.

5 B. Whoever commits enticement of child is guilty of
6 a [~~misdemeanor~~]:

7 (1) fourth degree felony if the child is at
8 least thirteen but under eighteen years of age; or

9 (2) third degree felony if the child is under
10 thirteen years of age."

11 **SECTION 2. EFFECTIVE DATE.**--The effective date of the
12 provisions of this act is July 1, 2017.