

HOUSE BILL 203

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

James G. Townsend and Greg Nibert and Rod Montoya

AN ACT

RELATING TO CRIMINAL OFFENSES; PROVIDING THAT KNOWINGLY MAKING  
A FALSE STATEMENT ON A MATTER FOR WHICH TESTIMONY IS REQUESTED  
IN A LEGISLATIVE PROCEEDING CONSTITUTES PERJURY REGARDLESS OF  
WHETHER THE STATEMENT IS MADE UNDER OATH, AFFIRMATION OR  
PENALTY OF PERJURY.

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

SECTION 1. Section 30-25-1 NMSA 1978 (being Laws 1963,  
Chapter 303, Section 25-1, as amended) is amended to read:

"30-25-1. PERJURY.--

A. Perjury consists of making a false statement:

(1) under oath, affirmation or penalty of  
perjury, material to the issue or matter involved in the course  
of any judicial or administrative [~~legislative~~] proceeding or  
other official proceeding or matter not before the legislature,

.221859.1

underscoring material = new  
[bracketed material] = delete

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

1 knowing ~~[such]~~ that statement to be untrue; or  
2 (2) material to the issue or matter of which  
3 the person making the statement has been requested to testify  
4 in any proceeding before the legislature, including any hearing  
5 of a standing or interim committee of the legislature, knowing  
6 that statement to be untrue and regardless of whether the  
7 statement is made under oath, affirmation or penalty of  
8 perjury; provided that the provisions of this paragraph do not  
9 apply to a statement made by a member of the public during a  
10 designated period for public comment at a hearing of a standing  
11 or interim committee of the legislature.

12 B. Whoever commits perjury is guilty of a fourth  
13 degree felony."