

1 AN ACT
2 RELATING TO EMBEZZLEMENT; ALLOWING A TWELVE-MONTH AGGREGATION
3 OF INCIDENTS OF EMBEZZLEMENT TO DETERMINE PENALTY.
4

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

6 SECTION 1. Section 30-16-8 NMSA 1978 (being Laws 1963,
7 Chapter 303, Section 16-7, as amended) is amended to read:

8 "30-16-8. EMBEZZLEMENT.--

9 A. Embezzlement consists of a person embezzling or
10 converting to the person's own use anything of value, with
11 which the person has been entrusted, with fraudulent intent
12 to deprive the owner thereof.

13 B. Whoever commits embezzlement when the value of
14 the thing embezzled or converted is two hundred fifty dollars
15 (\$250) or less against any one victim in any consecutive
16 twelve-month period is guilty of a petty misdemeanor.

17 C. Whoever commits embezzlement when the value of
18 the thing embezzled or converted is over two hundred fifty
19 dollars (\$250) but not more than five hundred dollars (\$500)
20 against any one victim in any consecutive twelve-month period
21 is guilty of a misdemeanor.

22 D. Whoever commits embezzlement when the value of
23 the thing embezzled or converted is over five hundred dollars
24 (\$500) but not more than two thousand five hundred dollars
25 (\$2,500) against any one victim in any consecutive

1 twelve-month period is guilty of a fourth degree felony.

2 E. Whoever commits embezzlement when the value of
3 the thing embezzled or converted is over two thousand
4 five hundred dollars (\$2,500) but not more than
5 twenty thousand dollars (\$20,000) against any one victim in
6 any consecutive twelve-month period is guilty of a
7 third degree felony.

8 F. Whoever commits embezzlement when the value of
9 the thing embezzled or converted exceeds twenty thousand
10 dollars (\$20,000) against any one victim in any consecutive
11 twelve-month period is guilty of a second degree felony."

12 SECTION 2. EFFECTIVE DATE.--The effective date of the
13 provisions of this act is July 1, 2025. _____

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