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SENATE BILL 305

**47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006**

INTRODUCED BY

John T. L. Grubestic

AN ACT

RELATING TO PUBLIC OFFICIALS; ENHANCING SENTENCES FOR FELONIES.

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

Section 1. A new section of the Criminal Sentencing Act is enacted to read:

"~~[NEW MATERIAL]~~ FELONIES--PUBLIC OFFICIALS--ENHANCEMENT OF SENTENCES.--

A. As used in this section, "public official" means a person elected to an office in an election covered by the Campaign Reporting Act or a person appointed to an office that is subject to an election covered by that act.

B. When a separate finding of fact by the court or jury shows beyond a reasonable doubt that an offender is a public official and that the felony conviction relates to, arises out of or is in connection with the offender's holding

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

underscored material = new  
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1 of an elected office, the basic sentence may be increased by an  
2 additional fine not to exceed the value of the salary and  
3 fringe benefits paid to the offender, by virtue of holding an  
4 elected public office, after the first act that was a basis for  
5 the felony conviction."

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