

1 AN ACT
2 RELATING TO EMBEZZLEMENT; ALLOWING AGGREGATION OF INCIDENTS
3 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 is guilty of a petty misdemeanor.

16 C. Whoever commits embezzlement when the value of
17 the thing embezzled or converted is over two hundred fifty
18 dollars (\$250) but not more than five hundred dollars (\$500)
19 is guilty of a misdemeanor.

20 D. Whoever commits embezzlement when the value of
21 the thing embezzled or converted is over five hundred dollars
22 (\$500) but not more than two thousand five hundred dollars
23 (\$2,500) is guilty of a fourth degree felony.

24 E. Whoever commits embezzlement when the value of
25 the thing embezzled or converted is over two thousand five

1 hundred dollars (\$2,500) but not more than twenty thousand
2 dollars (\$20,000) is guilty of a third degree felony.

3 F. Whoever commits embezzlement when the value of
4 the thing embezzled or converted exceeds twenty thousand
5 dollars (\$20,000) is guilty of a second degree felony."

6 Section 2. EFFECTIVE DATE.--The effective date of the
7 provisions of this act is July 1, 2007. _____

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