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HOUSE BILL 119

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

William "Bill" R. Rehm

AN ACT

RELATING TO CRIMINAL SENTENCING; INCREASING THE SENTENCING
ENHANCEMENT FOR LARCENY OF A FIREARM BY A FELON.

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

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

"30-16-1. LARCENY.--

A. Larceny consists of the stealing of anything of
value that belongs to another.

B. Whoever commits larceny when the value of the
property stolen is two hundred fifty dollars (\$250) or less is
guilty of a petty misdemeanor.

C. Whoever commits larceny when the value of the
property stolen is over two hundred fifty dollars (\$250) but
not more than five hundred dollars (\$500) is guilty of a

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1 misdemeanor.

2 D. Whoever commits larceny when the value of the
3 property stolen is over five hundred dollars (\$500) but not
4 more than two thousand five hundred dollars (\$2,500) is guilty
5 of a fourth degree felony.

6 E. Whoever commits larceny when the value of the
7 property stolen is over two thousand five hundred dollars
8 (\$2,500) but not more than twenty thousand dollars (\$20,000) is
9 guilty of a third degree felony.

10 F. Whoever commits larceny when the value of the
11 property stolen is over twenty thousand dollars (\$20,000) is
12 guilty of a second degree felony.

13 G. Whoever commits larceny when the property of
14 value stolen is livestock is guilty of a third degree felony
15 regardless of its value.

16 H. Whoever commits larceny when the property of
17 value stolen is a firearm is guilty of a fourth degree felony
18 when its value is less than two thousand five hundred dollars
19 (\$2,500).

20 I. If the property of value stolen is a firearm and
21 the person who stole the firearm is a felon as defined in
22 Section 30-7-16 NMSA 1978, the basic sentence of imprisonment
23 prescribed for the offense in Section 31-18-15 NMSA 1978 shall
24 be increased by one year, and the sentence imposed by this
25 subsection shall be the first year served and shall not be

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1 suspended or deferred."

2 SECTION 2. EFFECTIVE DATE.--The effective date of the
3 provisions of this act is July 1, 2015.

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