

1 SENATE BILL 74

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

3 INTRODUCED BY

4 James P. White and Monica Youngblood

5 and Roberto "Bobby" J. Gonzales

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10 AN ACT

11 RELATING TO CRIMINAL LAW; ESTABLISHING THE CRIME OF CARGO
12 THEFT; PRESCRIBING A PENALTY.

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

15 SECTION 1. A new section of the Criminal Code is enacted
16 to read:

17 "[NEW MATERIAL] CARGO THEFT--PENALTY.--

18 A. Cargo theft consists of stealing any one or a
19 combination of the following items of property when the total
20 value of that property is one thousand dollars (\$1,000) or
21 more:

- 22 (1) commercial goods conveyed by a vehicle;
23 (2) a vehicle designed to convey commercial
24 goods; and
25 (3) a trailer or container designed to be

.205663.1

underscored material = new
[bracketed material] = delete

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

1 hauled by a vehicle to convey commercial goods.

2 B. Whoever commits cargo theft is guilty of a
3 second degree felony and shall be sentenced, notwithstanding
4 the provisions of Section 31-18-15 NMSA 1978, to nine years
5 imprisonment and the payment of a fine in an amount up to the
6 fair market value of the property stolen and the cost of
7 recovering the property."

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