1	SENATE BILL 546
2	44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999
3	INTRODUCED BY
4	Michael S. Sanchez
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9	
10	AN ACT
11	RELATING TO CRIMINAL LAW; REVISING THE ELEMENTS OF THE
12	CRIMINAL OFFENSE KNOWN AS ESCAPE FROM JAIL; AMENDING A SECTION
13	OF THE NMSA 1978.
14	
15	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
16	Section 1. Section 30-22-8 NMSA 1978 (being Laws 1963,
17	Chapter 303, Section 22-8) is amended to read:
18	"30-22-8. ESCAPE FROM JAIL
19	<u>A.</u> Escape from jail consists of: [ <del>any</del> ]
20	(1) a person who [ <del>shall have</del> ] <u>has</u> been
21	lawfully committed to $[any]$ <u>a</u> jail escaping or attempting to
22	escape from [ <del>such</del> ] <u>the</u> jail; <u>or</u>
23	(2) a person, excluding a person on
24	probation, who has been lawfully committed to a judicially
25	<u>approved community custody program, including a day reporting</u>
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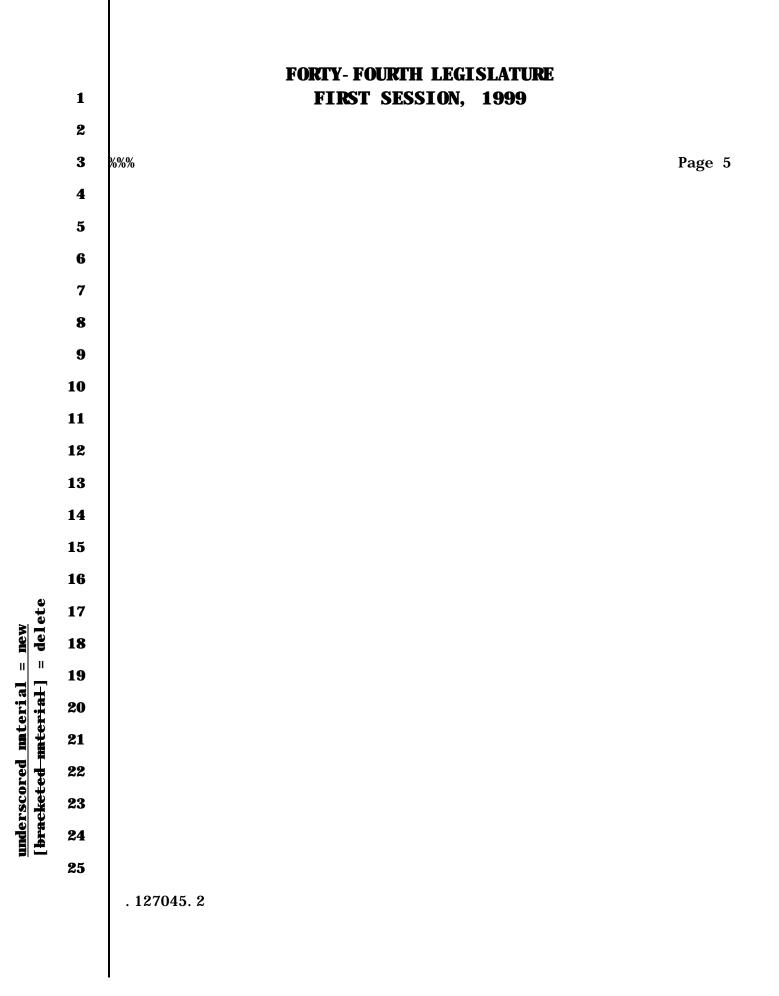
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	1 program, an electronic monitoring program, a day detention			
		2	<u>program or a community tracking program, escaping or</u>	
		3	attempting to escape from the program	
		4	<u>B.</u> Whoever commits escape from jail is guilty of a	
		5	fourth degree felony."	
		6	Section 2. EFFECTIVE DATEThe effective date of the	
		7	provisions of this act is July 1, 1999.	
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	1	FORTY- FOURTH LEGISLATURE
	2	FIRST SESSION, 1999 SB 546/a
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	6	February 27, 1999
	7	Mr. President:
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	9	V. TIDICIADV CONSTITEE de character la constitución de la constitución de la constitución de la constitución de
	10 11	Your <b>JUDICIARY COMMITTEE</b> , to whom has been referred
	11	
	12	SENATE BILL 546
	14	
	15	has had it under consideration and reports same with
	16	recommendation that it <b>DO PASS</b> , amended as follows:
•	<b>1</b> 7	
<u>new</u>	17 17 18	1. On page 2, line 3, after the word "the" insert "custody
Ш	<sup>"</sup> 19	of the".
<u>eria</u>	<b>Pracketed Intertial</b> 22 <b>4</b> 23 23 24 24	
<b>mat</b> (	5 21	Respectfully submitted,
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	25	
		. 127045. 2

		1	FORTY-FOURTH LEGISLATURE FIRST SESSION, 1999	
		2		
		~ 3	%%%	Page 4
		4		
		5		Michael S. Sanchez, Chairman
		6		
		7		
		8		
		9	Adopted	Not
		10	Adopted	
		11	(Chief Clerk)	(Chief Clerk)
		12		
		13		
		14	Date	
		15		
		16		
Ň	lete	17	The roll call vote was $5$ For	<u> </u>
ne	þ	18	Yes: 5	
al =	" T	19	No: None	
eri	iri a	20	Excused: Aragon, Sanchez, Tsosi	e
<u>underscored</u> mterial	[ <del>bracketed_mterial</del> ]	21	Absent: None	
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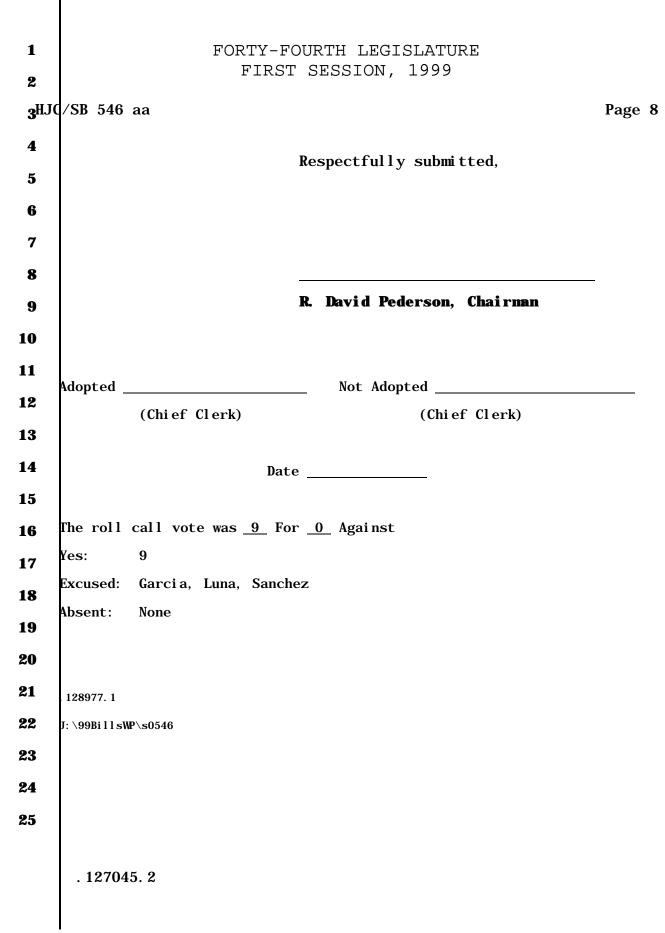


1	FORTY- FOURTH LEGI SLATURE
	FURIT-FUURIN LEGISLATURE
2	FIRST SESSION, 1999
3	
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6	March 11, 1999
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8	Mr. Speaker:
9	m. Speaker.
10	Your <b>JUDICIARY COMMITTEE</b> , to whom has been referred
11	
12	SENATE BILL 546, as anended
13	
14	has had it under consideration and reports same with
15	recommendation that it <b>DO PASS</b> , amended as follows:
16	
17	1. Strike Senate Judiciary Committee Amendment 1.
18	9 On nogo 1 line 11 often the control on strike the
19	2. On page 1, line 11, after the semicolon strike the remainder of the line in its entirety, strike lines 12 and 13 in
20	their entirety and insert in lieu thereof "CREATING A CRIMINAL
21	OFFENSE KNOWN AS ESCAPE FROM A COMMUNITY CUSTODY RELEASE
22	PROGRAM; ENACTING A NEW SECTION OF THE +++NMSA 1978.".
23	
~3 24	3. On pages 1 and 2, strike Section 1 in its entirety and
	insert in lieu thereof the following new section:
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	1	FORTY-FOURTH LEGISLATURE
	2	FIRST SESSION, 1999
	3HJC	/SB 546 aa Page 7
	4	
	5	"Section 1. A new section of the Criminal Code is
	6	enacted to read:
	7	"[NEW MATERIAL] ESCAPE FROM A COMMUNITY CUSTODY
	8	RELEASE PROGRAM
	9	
	3 10	A. Escape from a community custody release program
		consists of a person, excluding a person on probation or parole,
		who has been lawfully committed to a judicially approved
	12	community custody release program, including a day reporting
	13	program, an electronic monitoring program, a day detention
	14	program or a community tracking program, escaping or attempting
	15	to escape from the community custody release program.
	16	
ete	17	B. Whoever commits escape from a community custody
new del	18	release program, when the person was committed to the program
II II	19	for a misdemeanor charge, is guilty of a misdemeanor.
underscored mterial [ <del>bracketed mterial</del> ]	20	
underscored materia [bracketed_mteria]	21	C. Whoever commits escape from a community custody
		release program, when the person was committed to the program for a felony charge, is guilty of a felony.""
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