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_____ BILL

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

DISCUSSION DRAFT

ENDORSED BY THE COURTS, CORRECTIONS AND JUSTICE COMMITTEE

AN ACT

RELATING TO CRIME; CREATING THE CRIME OF THREATENING OR
ATTEMPTING TO ASSAULT, KIDNAP OR MURDER A JUDGE OR AN IMMEDIATE
FAMILY MEMBER OF A JUDGE; CREATING THE CRIME OF MALICIOUS
SHARING OF PERSONAL INFORMATION OF A JUDGE OR AN IMMEDIATE
FAMILY MEMBER OF A JUDGE; IMPOSING PENALTIES.

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

SECTION 1. [NEW MATERIAL] THREATENING OR ATTEMPTING TO
ASSAULT, KIDNAP OR MURDER A JUDGE OR AN IMMEDIATE FAMILY MEMBER
OF A JUDGE--PENALTY.--

A. No person shall threaten or attempt to assault,
kidnap or murder a judge or the immediate family member of a
judge with the intent to:

(1) cause actual harm to the judge or the
immediate family member of a judge;

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underscoring material = new
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1 (2) place the judge or the immediate family
2 member of a judge in fear of great bodily harm to the judge or
3 to an immediate family member of the judge;

4 (3) prevent or interrupt the ability to carry
5 out the judge's job duties; or

6 (4) retaliate against a judge on account of
7 the performance of the judge's official duties during the
8 judge's term of service.

9 B. A person who violates the provisions of this
10 section is guilty of a fourth degree felony.

11 C. As used in this section:

12 (1) "immediate family member" means a spouse,
13 child, sibling, parent, grandparent or grandchild, and
14 "immediate family member" includes a stepparent, a stepchild, a
15 stepsibling and an adoptive relationship; and

16 (2) "judge" means a district court, appellate,
17 metropolitan court, magistrate or probate judge or supreme
18 court justice.

19 SECTION 2. [NEW MATERIAL] MALICIOUS SHARING OF PERSONAL
20 INFORMATION OF A JUDGE OR AN IMMEDIATE FAMILY MEMBER OF A
21 JUDGE--PENALTY.--

22 A. No person shall share the personal information
23 of a judge or an immediate family member of a judge with the
24 intent to:

25 (1) cause harm to the judge or an immediate

.221390.3SA

underscoring material = new
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1 family member of a judge;

2 (2) place the judge or an immediate family
3 member of a judge in fear of great bodily harm to the judge or
4 to an immediate family member of the judge; or

5 (3) prevent or interrupt the ability to carry
6 out the judge's job duties.

7 B. A person who violates the provisions of this
8 section is guilty of a misdemeanor.

9 C. As used in this section:

10 (1) "immediate family member" means a spouse,
11 child, sibling, parent, grandparent or grandchild, and
12 "immediate family member" includes a stepparent, a stepchild, a
13 stepsibling and an adoptive relationship;

14 (2) "judge" means a district court, appellate,
15 metropolitan court, magistrate or probate judge or supreme
16 court justice; and

17 (3) "personal information" means a person's
18 physical address, phone number, email or physical location.