

HOUSE BILL 156

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

INTRODUCED BY

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AN ACT

RELATING TO CRIME; CREATING THE CRIME OF ILLEGALLY DISMANTLING
STOLEN VEHICLES; PROVIDING A PENALTY.

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

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

"~~[NEW MATERIAL]~~ ILLEGALLY DISMANTLING STOLEN VEHICLES--
PENALTY.--

A. Illegally dismantling stolen vehicles consists
of a person knowingly:

(1) owning, operating, maintaining or
controlling a chop shop, knowing that it is a chop shop;

(2) transporting an unlawfully obtained motor
vehicle or major component motor vehicle part to or from a chop
shop, knowing that it is a chop shop; or

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1 (3) selling or transferring to, or purchasing
2 or receiving from, a chop shop, knowing that it is a chop shop,
3 an unlawfully obtained motor vehicle or major component motor
4 vehicle part.

5 B. A violation of:

6 (1) Paragraph (1) of Subsection A of this
7 section is a third degree felony; and

8 (2) Paragraph (2) or (3) of Subsection A of
9 this section is a fourth degree felony.

10 C. As used in this section:

11 (1) "chop shop" means a building, lot,
12 facility or other structure or premises where a person
13 possesses, receives, stores, disassembles or alters, including
14 the alteration or concealment of any identifying feature or
15 number, including the manufacturer's serial number, engine
16 number, decal or other distinguishing number or identification
17 mark or number placed under assignment of the motor vehicle
18 division of the taxation and revenue department of a vehicle
19 required to be registered pursuant to the Motor Vehicle Code or
20 any vehicle, motor vehicle or motor vehicle engine or component
21 as defined in the Motor Vehicle Code, an unlawfully obtained
22 motor vehicle or major component motor vehicle part for the
23 purpose of using, selling or disposing of the motor vehicle or
24 major component motor vehicle part;

25 (2) "motor vehicle" means every vehicle that

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1 is self-propelled and every vehicle that is propelled by
2 electric power obtained from batteries or from overhead trolley
3 wires, but not operated upon rails; and

4 (3) "unlawfully obtained" means obtained by
5 theft, fraud or deceit or obtained without the permission of
6 the owner."

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