1	HOUSE BILL 30
2	52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016
3	INTRODUCED BY
4	Kelly K. Fajardo
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10	AN ACT
11	RELATING TO CRIME; AMENDING A SECTION OF THE CRIMINAL CODE TO
12	PROVIDE CRIMINAL PENALTIES FOR ELECTRONIC COMMUNICATION OF
13	IMAGES OF ANY PERSON'S INTIMATE PARTS TO A CHILD.
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15	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
16	SECTION 1. Section 30-37-3.3 NMSA 1978 (being Laws 2007,
17	Chapter 67, Section 1) is amended to read:
18	"30-37-3.3. CRIMINAL SEXUAL COMMUNICATION WITH A CHILD
19	PENALTY
20	A. Criminal sexual communication with a child
21	consists of a person knowingly and intentionally communicating
22	directly with a specific child under sixteen years of age by
23	sending the child obscene images of [the] any person's intimate
24	parts by means of an electronic communication device when the
25	perpetrator is at least four years older than the child.
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1	B. Whoever commits sexual communication with a
2	child is guilty of a fourth degree felony.
3	C. As used in this section:
4	(1) "electronic communication device" means a
5	computer, video recorder, digital camera, fax machine,
6	telephone, pager or any other device that can produce an
7	electronically generated image; and
8	(2) "intimate parts" means the primary genital
9	area, groin, buttocks, anus or breast."
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