1	SENATE BILL 16
2	54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2020
3	INTRODUCED BY
4	Gregory A. Baca
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10	AN ACT
11	RELATING TO CRIMINAL LAW; CREATING THE CRIME OF LOOTING;
12	PRESCRIBING A PENALTY; DECLARING AN EMERGENCY.
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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	"[<u>NEW MATERIAL</u>] LOOTINGPENALTY
18	A. Looting consists of knowingly and without
19	authority of law or consent of the owner:
20	(1) entering any home or dwelling or any
21	commercial business or property in which normal security of
22	property is unavailable because of fire, natural disaster,
23	riot, mob or other man-made disaster or emergency; and
24	(2) obtaining or exerting control over or
25	damaging or removing property of the owner.
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1	B. Whoever commits looting is guilty of a fourth
2	degree felony. Regardless of whether a court imposes a
3	sentence of imprisonment pursuant to this section or suspends
4	or defers imprisonment, the court shall impose a sentence of at
5	least one hundred hours of community service as determined by
6	the court and shall require the defendant to make restitution,
7	pursuant to Section 31-17-1 NMSA 1978, to the owner of the
8	property looted."
9	SECTION 2. EMERGENCYIt is necessary for the public
10	peace, health and safety that this act take effect immediately.
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