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HOUSE BILL 85

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

INTRODUCED BY

Patricia Roybal Caballero

AN ACT

RELATING TO CRIME; CREATING THE CRIME OF UNLAWFUL POSSESSION OF
A SEMIAUTOMATIC FIREARM CONVERTER; PROVIDING A PENALTY;
DECLARING AN EMERGENCY.

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] UNLAWFUL POSSESSION OF A SEMIAUTOMATIC
FIREARM CONVERTER.--

A. Unlawful possession of a semiautomatic firearm
converter consists of a person knowingly possessing a firearm
accessory that is designed to increase the rate of fire of a
semiautomatic firearm to simulate a rate of fire only otherwise
achievable with an automatic firearm.

B. A person who commits unlawful possession of a

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underscored material = new
[bracketed material] = delete

1 semiautomatic firearm converter is guilty of a fourth degree
2 felony.

3 C. For the purpose of this section:

4 (1) "automatic firearm" means a firearm that
5 will or is designed to or may readily be converted to expel
6 more than one projectile by the action of an explosion,
7 automatically and without manual reload by a single pull of the
8 trigger;

9 (2) "person" does not include an employee or
10 person performing duties on behalf of the state or a political
11 subdivision of the state when the possession of the
12 semiautomatic firearm converter is directly related to that
13 individual's duties; and

14 (3) "semiautomatic firearm" means a firearm
15 that:

16 (a) uses a portion of the energy of a
17 firing cartridge to extract a fired cartridge case and to
18 chamber the next round; and

19 (b) requires a separate pull of the
20 trigger to fire each cartridge."

21 SECTION 2. EMERGENCY.--It is necessary for the public
22 peace, health and safety that this act take effect immediately.

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