

57TH LEGISLATURE – STATE OF NEW MEXICO – FIRST SESSION, 2025

AN ACT

RELATING TO BOMB SCARES AND SCHOOL THREATS; MAKING SCHOOL THREATS A FOURTH DEGREE FELONY.

SECTION 1. Section 30-20-16 NMSA 1978 (being Laws 1975, Chapter 285, Section 1, as amended) is amended to read:

“30-20-16. BOMB SCARES AND SHOOTING THREATS UNLAWFUL.

A. Making a bomb scare consists of falsely and maliciously stating to another person that a bomb or other explosive has been placed in such a position that property or persons are likely to be injured or destroyed.

B. Making a shooting threat consists of intentionally communicating to another person an intent to bring a firearm to a property or use the firearm with the intent to:

- (1) place a person or group of persons in fear of great bodily harm;
- (2) prevent or interrupt the occupation or use of a public building; or
- (3) cause a response to the threat by a law enforcement official or volunteer agency organized to deal with emergencies.

C. Whoever commits making a bomb scare is guilty of a fourth degree felony.

D. Whoever commits making a shooting threat is guilty of a ~~misdemeanor~~ fourth degree felony.

E. A court may order a person convicted for the offense of making a bomb scare or shooting threat to reimburse the victim of the offense for economic harm caused by that offense.

F. As used in this section, "economic harm" means all direct, incidental and consequential financial harm suffered by a victim of the offense of making a bomb scare or shooting threat. "Economic harm" includes:

- (1) wages, salaries or other compensation lost as a result of the commission of the offense of making a bomb scare or shooting threat;
- (2) the cost of all wages, salaries or other compensation paid to employees for time that those employees are prevented from working as a result of the commission of the offense of making a bomb scare or shooting threat; and
- (3) overhead costs incurred for the period of time that a business is shut down as a result of the commission of the offense of making a bomb scare or shooting threat.