



CITY OF BLOOMFIELD, NEW MEXICO

Ordinance 495

AN ORDINANCE RELATING TO OFFENSES AGAINST PUBLIC SAFETY

WHEREAS, Chapter Eleven (11) of the Bloomfield Municipal Code governs Offenses Against Public Safety.

WHEREAS, the City of Bloomfield desires to revise and update the following provisions within Chapter Eleven (11)

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BLOOMFIELD THAT THE FOLLOWING REVISIONS AND ADDITIONS TO CHAPTER ELEVEN (11) OF THE BLOOMFIELD MUNICIPAL CODE BE IN FULL FORCE AND EFFECT UPON ADOPTION OF THIS ORDINANCE:

Sec. 11-83. - Use of telephone to terrify, intimidate, threaten, harass, annoy or offend.

(a) It shall be unlawful for any person, with intent to terrify, intimidate, threaten, harass, annoy or offend, to telephone another and use any obscene, lewd or profane language or suggest any lewd, criminal or lascivious act or threaten to inflict injury or physical harm to the person or property of any person. It shall also be unlawful for any person to attempt by telephone to extort money or other thing of value from any other person or to otherwise disturb by repeated anonymous telephone calls the peace, quiet or right of privacy of any other person at the place where the telephone calls were received or to maliciously make a telephone call, whether or not conversation ensues, with intent to annoy or disturb another or to disrupt the telecommunications of another.

(b) The use of obscene, lewd or profane language or the making of a threat or statement as set forth in subsection (a) of this section shall be prima facie evidence of intent to terrify, intimidate, threaten, harass, annoy or offend.

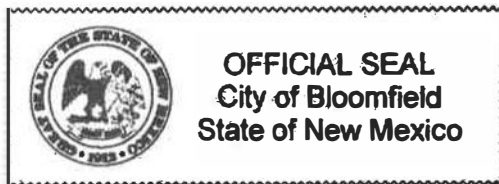
(c) Any offense committed by use of a telephone as set forth in this section shall be deemed to have been committed at either the place where the telephone calls originated or at the place where the telephone calls were received.

(d) The first or subsequent offense of this section shall be a misdemeanor.

State Law reference— Similar provisions, NMSA 1978, § 30-20-12.

Except for the changes set forth above, the provisions of Chapter Eleven (11) of the Bloomfield Municipal Code are hereby ratified and confirmed.

Passed, Approved, Signed and Adopted this 23 day of November 2020.



Cynthia Atencio, MAYOR

ATTEST:

Crystal L. Martinez Hornberger, CITY CLERK