

[Bracketed/Underscored Material] - New
[Bracketed/Strikethrough Material] - Deletion

1 **CRIMINAL THREAT TO A SCHOOL OR PUBLIC PLACE.** For purposes of
2 this section a ***CRIMINAL THREAT TO A SCHOOL OR PUBLIC PLACE*** is any
3 true threat, other than a “bomb scare” as already proscribed under NMSA
4 1978 § 30-20-16, to commit violence communicated with intent to place
5 another in fear, or to cause the evacuation, lock down or disruption in regular,
6 ongoing activities of any school building, public building or space, place of
7 assembly or facility or transportation or in reckless disregard of the risk of
8 causing such fear or evacuation, lock down or disruption in regular, ongoing
9 activities.

10 **[CRIMINAL THREAT OF MASS VIOLENCE. For purposes of this section, a**
11 ***CRIMINAL THREAT OF MASS VIOLENCE* is any threat made by any means of**
12 **communication that could reasonably lead to the harm, injury, or death of two**
13 **or more people at any place accessible to the general public including but not**
14 **limited to a school, or any place of worship, business, commerce, recreation**
15 **or entertainment.]”**

16 **(C) CRIMINAL THREATS TO SCHOOL OR PUBLIC PLACES UNLAWFUL.** It
17 is unlawful for any person to make or cause to be made any criminal threat to
18 a school or public place.

19 **[(D) CRIMINAL THREAT OF MASS VIOLENCE UNLAWFUL. It is unlawful for**
20 **any person or group of persons to make or cause to be made any criminal**
21 **threat of mass violence.]”**

22 **SECTION 2. SEVERABILITY CLAUSE.** If any section, paragraph, sentence,
23 clause, word or phrase of this Ordinance is for any reason held to be invalid or
24 unenforceable by any court of competent jurisdiction, such decision shall not
25 affect the validity of the remaining provisions of this Ordinance. The Council
26 hereby declares that it would have passed this Ordinance and each section,
27 paragraph, sentence, clause, word or phrase thereof irrespective of any
28 provision being declared unconstitutional or otherwise invalid.

29 **SECTION 3. COMPILATION.** SECTION 1 of this Ordinance shall be
30 incorporated in and made part of the Revised Ordinances of Albuquerque,
31 New Mexico, 1994.

32 **SECTION 4. EFFECTIVE DATE.** This Ordinance shall take effect five days
33 after publication by title and general summary.