

1 SENATE BILL 79

2 **51ST LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2014**

3 INTRODUCED BY

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10 AN ACT

11 RELATING TO PROSTITUTION; INCLUDING ELECTRONIC AND ONLINE
12 ACTIVITY AS A FORM OF PROMOTING PROSTITUTION.

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14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

15 SECTION 1. Section 30-9-4 NMSA 1978 (being Laws 1963,
16 Chapter 303, Section 9-13, as amended) is amended to read:

17 "30-9-4. PROMOTING PROSTITUTION.--

18 A. Promoting prostitution consists of any person,
19 acting other than as a prostitute or patron of a prostitute:

20 [~~A-~~] (1) knowingly establishing, owning,
21 maintaining or managing a house of prostitution or a place
22 where prostitution is practiced, encouraged or allowed, or
23 participating in the establishment, ownership, maintenance or
24 management thereof;

25 [~~B-~~] (2) knowingly entering into any lease or

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1 rental agreement for any premises [~~which~~] that a person
2 partially or wholly owns or controls, knowing that [~~such~~] the
3 premises are intended for use as a house of prostitution or as
4 a place where prostitution is practiced, encouraged or allowed;

5 [~~G-~~] (3) knowingly procuring a prostitute for
6 a house of prostitution or for a place where prostitution is
7 practiced, encouraged or allowed;

8 [~~D-~~] (4) knowingly inducing another to become
9 a prostitute;

10 [~~E-~~] (5) knowingly soliciting a patron for a
11 prostitute or for a house of prostitution or for any place
12 where prostitution is practiced, encouraged or allowed;

13 [~~F-~~] (6) knowingly procuring a prostitute for
14 a patron and receiving compensation therefor;

15 [~~G-~~] (7) knowingly procuring transportation
16 for, paying for the transportation of or transporting a person
17 within the state with the intention of promoting that person's
18 engaging in prostitution;

19 [~~H-~~] (8) knowingly procuring through promises,
20 threats, duress or fraud any person to come into the state or
21 causing a person to leave the state for the purpose of
22 prostitution; or

23 [~~I-~~] (9) under pretense of marriage, knowingly
24 detaining a person or taking a person into the state or causing
25 a person to leave the state for the purpose of prostitution.

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1 B. Promoting prostitution also consists of using an
2 electronic, virtual or online forum or an internet web site to
3 engage in any of the conduct described in Subsection A of this
4 section.

5 C. For the purposes of this section, a "place where
6 prostitution is practiced, encouraged or allowed" means a
7 physical location, a computer, an internet web site or any
8 other virtual or online forum.

9 D. Whoever commits promoting prostitution is guilty
10 of a fourth degree felony."

11 SECTION 2. EFFECTIVE DATE.--The effective date of the
12 provisions of this act is July 1, 2014.