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HOUSE BILL 100

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

INTRODUCED BY

Candy Spence Ezzell

AN ACT

RELATING TO HORSE RACING; PERMITTING RACETRACK LICENSEES TO  
EJECT OR EXCLUDE FROM THEIR LICENSED PREMISES ANY PERSON WHO  
ADMINISTERS A PERFORMANCE-ALTERING SUBSTANCE TO A RACEHORSE;  
PROVIDING CIVIL IMMUNITY FOR LAWFUL EXCLUSION.

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

SECTION 1. A new section of the Horse Racing Act is  
enacted to read:

"[NEW MATERIAL] RACETRACK LICENSEES--POWER TO EJECT OR  
EXCLUDE--IMMUNITY FROM CIVIL SUIT.--

A. A racetrack licensee may eject or exclude from  
the racetrack licensee's licensed premises any person whose  
occupational license has been suspended or revoked by the  
stewards or the commission for administering a performance-  
altering substance as provided in Subsection A of Section

.194971.3

underscoring material = new  
~~[bracketed material] = delete~~

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1 60-1A-28 NMSA 1978.

2 B. A racetrack licensee that ejects or excludes a  
3 person from the racetrack licensee's licensed premises pursuant  
4 to Subsection A of this section may prevent that person from  
5 reentering the licensed premises unless the suspension or  
6 revocation is reversed by the stewards or overturned by the  
7 commission or a court of competent jurisdiction.

8 C. Nothing in this section shall be construed to  
9 limit a racetrack licensee's power to eject or exclude a person  
10 from the racetrack licensee's licensed premises for any other  
11 lawful reason.

12 D. A racetrack licensee shall not be liable to any  
13 person for ejecting or excluding that person from the racetrack  
14 licensee's licensed premises pursuant to this section."

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