

1 SENATE BILL 298

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Cisco McSorley

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10 AN ACT

11 RELATING TO THE STATE FAIR; REQUIRING THE STATE FAIR TO COMPLY  
12 WITH THE ALBUQUERQUE NOISE CONTROL ORDINANCE.

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

15 SECTION 1. Section 16-6-4 NMSA 1978 (being Laws 1913,  
16 Chapter 46, Section 4, as amended) is amended to read:

17 "16-6-4. POWERS AND DUTIES OF COMMISSION--ANNUAL FAIR--  
18 EXHIBITS--PREMIUMS.--

19 A. The state fair commission shall have power and  
20 authority to hold annually on suitable grounds a state fair at  
21 which shall be exhibited livestock, poultry, vegetables,  
22 fruits, grains, grasses and other farm products, minerals, ores  
23 and other mining exhibits, mining machinery and farm implements  
24 and all other things [~~which~~] that the commissioners or a  
25 majority thereof deem consonant with the purposes of a state

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1 fair for the purposes of advancing the agricultural,  
2 horticultural and stock raising, mining, mechanical and  
3 industrial pursuits of the state and shall have the care of its  
4 property and be entrusted with the entire direction of its  
5 business and its financial affairs consistent with the  
6 provisions of Sections 16-6-15 and 16-6-16 NMSA 1978.

7 B. The state fair commission, among other duties,  
8 shall prepare, adopt, publish and enforce all necessary rules  
9 for the management of the New Mexico state fair, its meetings  
10 and exhibitions and for the guidance of its officers, employees  
11 and exhibitors. The state fair commission shall prepare,  
12 adopt, publish and enforce all necessary rules for the New  
13 Mexico state fair to comply with the Albuquerque noise control  
14 ordinance. The commission shall determine the duties,  
15 compensation and tenure of office of all of its officers and  
16 employees and may remove from office or discharge any person  
17 appointed or employed by it at will and shall have the power to  
18 appoint all necessary fairgrounds police to keep order on the  
19 grounds and in the buildings of the state fair. The  
20 fairgrounds police so appointed shall be vested with the same  
21 authority for such purposes as peace officers. The commission  
22 shall have the power to charge entrance fees and admissions and  
23 lease stalls, stand and restaurant sites, give prizes and  
24 premiums, arrange entertainments and do all things ~~which~~ that  
25 by the commission may be considered proper for the conduct of

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1 the state fair not otherwise prohibited by law. The commission  
2 shall prohibit the sale or consumption of alcoholic beverages  
3 on the grounds of the state fair except in controlled access  
4 areas within the licensed premises. The commission or its  
5 designees shall meet with the director of the alcohol and  
6 gaming division of the [~~department of~~] regulation and licensing  
7 department and other parties in interest to designate the  
8 controlled access areas on which the sale and consumption of  
9 alcoholic beverages may be permitted. As used in this  
10 subsection, "alcoholic beverages" means distilled or rectified  
11 spirits, potable alcohol, brandy, whiskey, rum, gin and  
12 aromatic bitters bearing the federal internal revenue strip  
13 stamps or any similar alcoholic beverage, including blended or  
14 fermented beverages, dilutions or mixtures of one or more of  
15 the foregoing containing more than one-half of one percent  
16 alcohol, but excluding medicinal bitters."

17 SECTION 2. EFFECTIVE DATE.--The effective date of the  
18 provisions of this act is July 1, 2015.

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