

1 SENATE BILL 435

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 George K. Muñoz

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10 AN ACT

11 RELATING TO LIQUOR CONTROL; PROHIBITING THE SALE OF ALCOHOLIC
12 BEVERAGES ON REAL PROPERTY LEASED FROM THE STATE OF NEW MEXICO.

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

15 SECTION 1. Section 60-7A-4.1 NMSA 1978 (being Laws 1985,
16 Chapter 179, Section 1, as amended) is amended to read:

17 "60-7A-4.1. UNLAWFUL SALE OF ALCOHOLIC BEVERAGES--
18 CRIMINAL PENALTY--FORFEITURE.--

19 A. It is unlawful for [~~any~~] a person to sell or
20 attempt to sell alcoholic beverages at any place other than a
21 licensed premises or as otherwise provided by the Liquor
22 Control Act.

23 B. It is unlawful for a person, including a person
24 with a license issued pursuant to the Liquor Control Act, to
25 sell or attempt to sell alcoholic beverages at a location on

.224257.1

underscoring material = new
[bracketed material] = delete

underscoring material = new
[bracketed material] = delete

1 real property leased from the state of New Mexico.

2 [B. ~~Any~~] C. A person who violates the provisions
3 of Subsection A or B of this section is guilty of a fourth
4 degree felony.

5 [G. ~~Any~~] D. A conveyance used or intended to be
6 used for the purpose of unlawful sale of alcoholic beverages or
7 money [which] that is the fruit or instrumentality of the crime
8 is subject to forfeiture, and the provisions of the Forfeiture
9 Act apply to the seizure, forfeiture and disposal of such
10 property."

11 SECTION 2. EFFECTIVE DATE.--The effective date of the
12 provisions of this act is July 1, 2023.