

<b>LFC Requester:</b>	Scott Sanchez
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**AGENCY BILL ANALYSIS  
2024 REGULAR SESSION**

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

Check all that apply:

**Original**    \_\_\_\_\_    **Amendment**      X    
**Correction**    \_\_\_\_\_    **Substitute**    \_\_\_\_\_

**Date Prepared:** 2/13/2024  
**Bill No:** SB204a

**Sponsor:** Sen. D. Ivey-Soto

**Short Title:** FIREARMS ON  
PLAYGROUNDS

**Agency Name and Code Number:** 305 – New Mexico  
Department of Justice  
**Person Writing Analysis:** AAG Meryl Francolini  
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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(Parenthesis ( ) Indicate Expenditure Decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	FY24	FY25	FY26	3 Year Total Cost	Recurring or Nonrecurr	Fund Affected

					<b>ng</b>	
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
 Duplicates/Relates to Appropriation in the General Appropriation Act

**SECTION III: NARRATIVE**

*This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator’s request. The analysis does not represent any official policy or legal position of the NM Department of Justice.*

**BILL SUMMARY**

Synopsis:

**Original:** Senate Bill (“SB”) 204 proposes to create a new section of law prohibiting the carrying of firearms in parks and playgrounds within New Mexico except by peace officers, certain security officers, and members of the military in performance of their official duties.

A violation of the prohibition would be a fourth-degree felony.

“Park” is defined as a public outdoor recreation area owned or managed by a municipality or county, and includes any adjoining parking lot but excludes outdoor shooting ranges.

“Playground” is defined as a public outdoor facility owned or managed by a municipality or county that has slides, swings, climbing structures, or other play equipment intended for use by children, and includes the facility’s parking lot.

SB 204 does not indicate an effective date.

**Amendment as of Feb. 10, 2024:** SB 204a adds concealed carry licensees and federal firearms licensees to the categories of persons permitted to carry firearms in parks and on playgrounds.

**FISCAL IMPLICATIONS**

N/A

**SIGNIFICANT ISSUES**

None.

**PERFORMANCE IMPLICATIONS**

None to this office.

**ADMINISTRATIVE IMPLICATIONS**

None to this office.

## **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Conflicts with HB 157 (proposing to allow trained teachers and school employees to carry concealed firearms on school grounds, which presumably include playgrounds)

## **TECHNICAL ISSUES**

None.

## **OTHER SUBSTANTIVE ISSUES**

None.

## **ALTERNATIVES**

N/A

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Status quo.

## **AMENDMENTS**

N/A