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HOUSE BILL 729

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Joe Thompson

AN ACT

RELATING TO FIREARMS; AUTHORIZING THE TEMPORARY DISPLAY OF AN
INOPERATIVE FIREARM IN A LICENSED LIQUOR ESTABLISHMENT;
AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 30-7-3 NMSA 1978 (being Laws 1975,
Chapter 149, Section 1, as amended) is amended to read:

"30-7-3. UNLAWFUL CARRYING OF A FIREARM IN LICENSED
LIQUOR ESTABLISHMENTS. --

A. Unlawful carrying of a firearm in an
establishment licensed to dispense alcoholic beverages
consists of carrying a loaded or unloaded firearm on any
premises licensed by the regulation and licensing department
~~[of alcoholic beverage control]~~ for the dispensing of
alcoholic beverages except:

. 127667. 1GJ

underscored material = new
[bracketed material] = delete

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1 (1) by a law enforcement officer in the
2 lawful discharge of his duties;

3 (2) by the owner, lessee, tenant or operator
4 of the licensed premises or [~~their~~] his agents, including
5 privately employed security personnel during the performance
6 of their duties;

7 (3) by a person in that area of the licensed
8 premises usually and primarily rented on a daily or short-term
9 basis for sleeping or residential occupancy, including hotel
10 or motel rooms; [~~or~~]

11 (4) by a person on that area of a licensed
12 premises primarily utilized for vehicular traffic or parking;
13 or

14 (5) for the purpose of temporary display,
15 provided that the firearm is:

16 (a) made completely inoperative before
17 it is carried onto the licensed premises and remains
18 inoperative while it is on the licensed premises; and

19 (b) under the control of the licensee
20 or an agent of the licensee while the firearm is on the
21 licensed premises.

22 B. Whoever commits unlawful carrying of a firearm
23 in an establishment licensed to dispense alcoholic beverages
24 is guilty of a fourth degree felony. "

25 Section 2. EFFECTIVE DATE. --The effective date of

. 127667. 1GJ

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the provisions of this act is July 1, 1999.

- 3 -

1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999
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6 March 2, 1999
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8 Mr. Speaker:
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10 Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to
11 whom has been referred
12

13 HOUSE BILL 729
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15 has had it under consideration and reports same with
16 recommendation that it DO PASS.

17 Respectfully submitted,
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19
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21 _____
22 James G. Taylor, Chairman
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

HGUAC/HB 729

Page 5

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

Excused: None

Absent: None

J: \99BillSWP\H0729

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

1 HGUAC/HB 729

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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March 12, 1999

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Mr. President:

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Your PUBLIC AFFAIRS COMMITTEE, to whom has been

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referred

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HOUSE BILL 729

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has had it under consideration and reports same with

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recommendation that it DO PASS.

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Respectfully submitted,

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Shannon Robinson, Chairman

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. 127667. 1GJ

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

1 HGUAC/HB 729

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Adopted _____ Not

4

Adopted _____

5

(Chief Clerk)

(Chief Clerk)

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Date _____

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11

The roll call vote was 5 For 0 Against

12

Yes: 5

13

No: 0

14

Excused: Boitano, Garcia, Howes, Ingle

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Absent: None

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H0729PA1

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. 127667. 1GJ

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