

1 SENATE BILL 452

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY

4 James G. Townsend and Steve D. Lanier and Anthony L. Thornton
5 and David M. Gallegos
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10 AN ACT

11 RELATING TO ELECTIONS; MAKING THE ACT OF A PERSON KNOWINGLY
12 SOLICITING ANOTHER PERSON WHO IS NOT A UNITED STATES CITIZEN TO
13 REGISTER TO VOTE OR TO VOTE IN THIS STATE A FOURTH DEGREE
14 FELONY; PROVIDING THAT INCLUDING WITH A SOLICITATION A
15 DISCLAIMER THAT A NON-CITIZEN SHOULD NOT REGISTER TO VOTE OR
16 SHOULD NOT VOTE IN THIS STATE IS NOT A DEFENSE TO THE
17 VIOLATION; PROVIDING FOR A FINE.

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

20 SECTION 1. A new section of the Election Code is enacted
21 to read:

22 "[NEW MATERIAL] PROHIBITED ACTS--NON-CITIZEN--
23 SOLICITATION TO REGISTER--SOLICITATION TO VOTE--FOURTH DEGREE
24 FELONY--DISCLAIMER NOT A DEFENSE--ENFORCEMENT--FINE.--

25 A. As used in this section, "solicitation" means an

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1 act, verbal or written and in any format, including an
2 electronic format, of requesting, encouraging, inducing or
3 attempting to persuade another person to register to vote or to
4 vote.

5 B. It is unlawful for a person to knowingly solicit
6 another person who is not a United States citizen to:

7 (1) register to vote in this state; or

8 (2) vote in this state.

9 C. A person who violates Subsection B of this
10 section is guilty of a fourth degree felony and upon conviction
11 shall be sentenced in accordance with the provisions of Section
12 31-18-15 NMSA 1978 and shall be required to pay a fine of up to
13 five thousand dollars (\$5,000). Each act of solicitation
14 constitutes a separate offense.

15 D. It shall not be a defense to a solicitation in
16 violation of Subsection B of this section that the solicitation
17 includes a disclaimer advising the person solicited not to
18 register to vote or not to vote in this state if that person is
19 not a United States citizen."

20 SECTION 2. A new section of the Election Code is enacted
21 to read:

22 "[NEW MATERIAL] ENFORCEMENT.--The attorney general or a
23 district attorney may institute criminal proceedings for a
24 violation of this 2025 act and may request assistance from the
25 secretary of state or other state election officials in

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1 investigating and prosecuting violations."

2 SECTION 3. EFFECTIVE DATE.--The effective date of the
3 provisions of this act is July 1, 2025.

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