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**SENATE BILL 603**

**45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001**

**INTRODUCED BY**

**Phil A. Griego**

**AN ACT**

**RELATING TO MUNICIPALITIES; PROVIDING A MUNICIPALITY WITH  
AUTHORITY TO PLACE A LIEN ON PROPERTY TO RECOVER THE COST OF  
REMOVING OR ABATING A NUISANCE; AMENDING A SECTION OF THE NMSA  
1978.**

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

**Section 1. Section 3-18-17 NMSA 1978 (being Laws 1965,  
Chapter 300, Section 14-17-14) is amended to read:**

**"3-18-17. NUISANCES AND OFFENSES--REGULATION OR  
PROHIBITION--LIEN. --A municipality may by ordinance:**

**A. define a nuisance, abate a nuisance and impose  
penalties upon a person who creates or allows a nuisance to  
exist;**

**B. regulate or prohibit any amusement or practice  
which tends to annoy persons on a street or public ground;**

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1 [and]

2 C. prohibit and suppress:

3 (1) gambling and the use of fraudulent  
4 devices or practices for the purpose of obtaining money or  
5 property;

6 (2) the sale, possession or exhibition of  
7 obscene or immoral publications, prints, pictures or  
8 illustrations;

9 (3) public intoxication;

10 (4) disorderly conduct; and

11 (5) riots, noises, disturbances or disorderly  
12 assemblies in any public or private place; and

13 D. provide that the reasonable cost of removing or  
14 abating a nuisance, by or on behalf of a municipality, shall  
15 constitute a lien on the property, including buildings,  
16 structures, lots or parcels of land, from which the nuisance  
17 was removed or abated. "

18 Section 2. EFFECTIVE DATE. -- The effective date of the  
19 provisions of this act is July 1, 2001.

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