

1 SENATE BILL 256

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018**

3 INTRODUCED BY

4 Pete Campos

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10 AN ACT

11 RELATING TO PANHANDLING; ALLOWING MUNICIPALITIES TO REGULATE
12 PANHANDLING.

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

15 SECTION 1. A new section of the Municipal Code is enacted
16 to read:

17 "[NEW MATERIAL] LICENSING AND REGULATING OF PANHANDLING.--

18 A. A municipality may regulate, tax or license
19 panhandlers.

20 B. As used in this section, "panhandler" means a
21 person who solicits, in person, a donation of money. Purchase
22 of an item for an amount far exceeding its value, under
23 circumstances where a reasonable person, would understand that
24 the purchase is in substance a donation, is a donation for the
25 purpose of this section. "Panhandler" does not include a

.210116.3

underscored material = new
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underscoring material = new
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1 person who passively stands or sits with a sign or other
2 indication that the person is seeking donations, without
3 addressing any solicitation to a specific person other than in
4 response to an inquiry by that specific person."

5 SECTION 2. EFFECTIVE DATE.--The effective date of the
6 provisions of this act is July 1, 2018.

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