

April 10, 2015

SENATE EXECUTIVE MESSAGE NO. 20

The Honorable Mary Kay Papen, President Pro Tempore and
Members of the New Mexico State Senate
State Capitol Building
Santa Fe, New Mexico 87501

Honorable President Pro Tempore Papen and Members of the Senate:

Pursuant to the Constitution of the State of New Mexico, Article IV, Section 22, I hereby VETO and return SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR SENATE BILL 503, enacted by the Fifty-Second Legislature, First Session, 2015.

Senate Bill 503 would create a Beer and Wine Delivery License without providing specific penalties for Liquor Control Act violations that possessors of the new license might commit. Senate Bill 503 also lacks clearly delineated hours after which deliveries of alcohol would be forbidden. Though Senate Bill 503 specifies that beer and wine sales would have to conclude at 9:00 PM on Sundays and at 10:00 PM during the rest of the week, beer and wine deliveries could still be made after those hours.

Moreover, Senate Bill 503 would permit placing multiple consecutive \$20 food orders to a single address, each accompanied by an order for two six packs and two bottles of wine. This could facilitate underage and binge drinking at social gatherings. Additionally, there is no existing law enforcement oversight to ensure that deliveries are not made to intoxicated persons and minors at their residences.

Lastly, there are already 28 different liquor license types in New Mexico, and the 2014 Liquor Control Act Task Force, composed of representatives from New Mexico's liquor industry and public safety advocates, voted against the creation of a Beer and Wine Delivery License.

Without proper public safety safeguards, consensus from stakeholders, and well-written legislation, creating a new Beer and Wine Delivery License would be unwise. For these reasons, I cannot sign Senate Bill 503.

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Respectfully yours,

Susana Martinez

Governor

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Time: _____ a.m. p.m.

Date: _____, 2015

By _____
Secretary of State

Time: _____ a.m. p.m.

Date: _____, 2015

By _____
Chief Clerk of the Senate