

1 HOUSE BILL 26

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

3 INTRODUCED BY

4 Kathleen Cates and Reena Szczepanski

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10 AN ACT

11 RELATING TO TICKET SCALPING; AMENDING THE CRIME OF TICKET
12 SCALPING TO INCLUDE EVENTS PRESENTED BY THE STATE OR POLITICAL
13 SUBDIVISIONS OF THE STATE OR BY NONPROFIT CORPORATIONS.

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

16 SECTION 1. Section 30-46-1 NMSA 1978 (being Laws 1989,
17 Chapter 142, Section 1) is amended to read:

18 "30-46-1. TICKET SCALPING.--

19 A. Ticket scalping consists of selling, offering
20 for sale or attempting to sell any ticket, privilege, license,
21 admission or pass to ~~[any]~~ a college athletic event or an event
22 presented by the state or a political subdivision of the state
23 or by a nonprofit corporation formally recognized as tax exempt
24 under Section 501(c)(3) of the Internal Revenue Code of 1986 at
25 a price greater than the price charged at the place of

.228639.1

underscoring material = new
~~[bracketed material] = delete~~

1 admission or printed on the ticket.

2 B. The sale of each ticket, privilege, license,
3 admission or pass in violation of this section shall constitute
4 a separate offense.

5 C. Nothing in this section shall prohibit charging
6 a fee for services rendered in connection with the sale of a
7 ticket, privilege, license, admission or pass to an event if
8 the fee is permitted pursuant to a contract between the ticket
9 seller and the sponsor or promoter of the event.

10 D. Whoever commits ticket scalping is guilty of a
11 misdemeanor and upon conviction shall be punished by a fine up
12 to five hundred dollars (\$500) or by imprisonment for a
13 definite term of less than one year or both."