

1 SENATE JOINT RESOLUTION 27

2 44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

3 INTRODUCED BY

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10 A JOINT RESOLUTION

11 PROPOSING AN AMENDMENT TO THE CONSTITUTION OF NEW MEXICO TO
12 PROHIBIT ALL FORMS OF GAMBLING EXCEPT LICENSED BINGO FOR THE
13 BENEFIT OF CHARITABLE ORGANIZATIONS, RAFFLES FOR THE BENEFIT
14 OF NONPROFIT ORGANIZATIONS, LICENSED HORSE RACING AND A STATE-
15 OPERATED LOTTERY.

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17 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

18 Section 1. It is proposed to amend Article 20 of the
19 constitution of New Mexico by adding a new Section 23 to read:

20 "A. Except as may be allowed pursuant to
21 Subsection B of this section, all gambling is prohibited in
22 New Mexico.

23 B. The legislature may, by law, provide for
24 licensed bingo games for the benefit of charitable
25 organizations, raffles for the benefit of nonprofit

underscored material = new
[bracketed material] = delete

1 organizations, licensed horse racing or a state-operated
2 lottery.

3 C. As used in this section, "gambling" means an
4 activity in which, upon payment of consideration, a player
5 stands a chance to receive a prize or other thing of value,
6 the award of which is determined by chance even though
7 accompanied by some skill; provided, "gambling" does not
8 include:

9 (1) bona fide business transactions that are
10 valid under the law of contracts, including:

11 (a) contracts for the purchase or sale,
12 at a future date, of securities or other commodities; or

13 (b) agreements to compensate for loss
14 caused by the happening of chance, including contracts for
15 indemnity or guaranty and life or health and accident
16 insurance; or

17 (2) offers of purses, prizes or premiums to
18 the actual contestants in any bona fide contest for the
19 determination of skill, speed, strength or endurance or to the
20 bona fide owners of animals or vehicles entered in such
21 contest.

22 D. The legislature shall, by law, enact such
23 penalties and other provisions as are necessary to effectuate
24 the purposes of this section. "

25 Section 2. The amendment proposed by this resolution

underscored material = new
~~[bracketed material]~~ = del etc

1 shall be submitted to the people for their approval or
2 rejection at the next general election or at any special
3 election prior to that date which may be called for that
4 purpose.

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