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SENATE BILL 204

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

INTRODUCED BY

Daniel A. Ivey-Soto

AN ACT

RELATING TO CRIME; PROHIBITING THE UNLAWFUL CARRYING OF A
FIREARM IN A PARK OR PLAYGROUND; PROVIDING A PENALTY.

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

SECTION 1. [NEW MATERIAL] UNLAWFUL CARRYING OF A FIREARM
IN A PARK OR PLAYGROUND.--

A. Unlawful carrying of a firearm in a park or
playground consists of carrying a firearm in a park or
playground except by a:

- (1) peace officer;
- (2) security officer licensed and allowed to
carry a firearm pursuant to the Private Investigations Act; or
- (3) member of the armed services or reserve
forces of the United States or the New Mexico national guard
while performing official duties.

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~~[bracketed material] = delete~~

underscoring material = new
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1 B. Whoever commits unlawful carrying of a firearm
2 in a park or playground is guilty of a fourth degree felony.

3 C. As used in this section:

4 (1) "firearm" means a weapon that will or is
5 designed to or may readily be converted to expel a projectile
6 by the action of an explosion, including a handgun, rifle or
7 shotgun;

8 (2) "park" means an outdoor recreational area
9 open to the public that is owned or managed by a municipality
10 or county and includes the outdoor recreational area's
11 adjoining parking lot, but does not include an outdoor
12 recreational area designated and used as an outdoor shooting
13 range; and

14 (3) "playground" means an outdoor facility
15 open to the public that is owned or managed by a municipality
16 or county and has slides, swing sets, climbing structures or
17 other play stations intended for the recreation of children and
18 includes the outdoor facility's parking lot.