

HOUSE BILL 295

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Tim D. Lewis

AN ACT

RELATING TO PROSTITUTION; INCLUDING ELECTRONIC AND ONLINE
ACTIVITY AS A FORM OF PROMOTING PROSTITUTION.

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

SECTION 1. Section 30-9-4 NMSA 1978 (being Laws 1963,
Chapter 303, Section 9-13, as amended) is amended to read:

"30-9-4. PROMOTING PROSTITUTION.--

A. Promoting prostitution consists of any person,
acting other than as a prostitute or patron of a prostitute:

~~[A.]~~ (1) knowingly establishing, owning,
maintaining or managing a house of prostitution or a place
where prostitution is practiced, encouraged or allowed, or
participating in the establishment, ownership, maintenance or
management thereof;

~~[B.]~~ (2) knowingly entering into any lease or

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underscored material = new
[bracketed material] = delete

1 rental agreement for any premises [~~which~~] that a person
2 partially or wholly owns or controls, knowing that [~~such~~] the
3 premises are intended for use as a house of prostitution or as
4 a place where prostitution is practiced, encouraged or allowed;

5 [~~G-~~] (3) knowingly procuring a prostitute for
6 a house of prostitution or for a place where prostitution is
7 practiced, encouraged or allowed;

8 [~~D-~~] (4) knowingly inducing another to become
9 a prostitute;

10 [~~E-~~] (5) knowingly soliciting a patron for a
11 prostitute or for a house of prostitution or for any place
12 where prostitution is practiced, encouraged or allowed;

13 [~~F-~~] (6) knowingly procuring a prostitute for
14 a patron and receiving compensation therefor;

15 [~~G-~~] (7) knowingly procuring transportation
16 for, paying for the transportation of or transporting a person
17 within the state with the intention of promoting that person's
18 engaging in prostitution;

19 [~~H-~~] (8) knowingly procuring through promises,
20 threats, duress or fraud any person to come into the state or
21 causing a person to leave the state for the purpose of
22 prostitution; or

23 [~~I-~~] (9) under pretense of marriage, knowingly
24 detaining a person or taking a person into the state or causing
25 a person to leave the state for the purpose of prostitution.

underscoring material = new
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B. Promoting prostitution also consists of using an electronic, virtual or online forum or an internet web site to engage in any of the conduct described in Subsection A of this section.

C. Whoever commits promoting prostitution is guilty of a fourth degree felony."

SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2013.