

American Legion Auxiliary  
New Mexico Girls State  
2016 Bill/Resolution



Committee: PUBLIC SAFETY

Principal Author: Genevieve Romero

Bill No.: S58

Delegation: ALA NM Girls State 2016

Title of Bill: Gun Safety Act

Status: Failed in committee

1       **Section I. Body:**

2       Relating to Gun safety in which all persons owning a gun must undergo a  
3       background check, confirming that they do not have any prior domestic  
4       violence, or otherwise illegal, offenses. In which all individuals must  
5       register with the state of New Mexico in order to own a gun, and must obtain  
6       a permit in order to carry said gun. Whereas implementing this bill reduces  
7       Gun Violence in the state of New Mexico; whereas implementing this bill  
8       increases gun safety; whereas implementing this bill protects the safety of  
9       the community; whereas implementing this bill protects the safety of school  
10      children; whereas implementing this bill protects the children's Human Right  
11      to life, liberty, and the pursuit of happiness.

12       **Be It Enacted By The American Legion Auxiliary New Mexico Girls State 2015**

13      that: All individuals wishing to own a gun are required to undergo a  
14      background check confirming their eligibility, obtain a permit to carry the  
15      gun, and register said gun with the state.

16       **Section II. Definitions:**

17      "Gun Safety" being the community measures taken to prevent gun violence.

18      "gun violence" being the act of using a gun to purposely, or negligently,  
19      inflict harm upon another.

20      "background check" being the surveying by a gun vendor of a customer's prior  
21      criminal record and mental health diagnosis, or lack thereof, in order to  
22      approve their eligibility for gun ownership.

23      "Eligibility for gun ownership" being a lack of a criminal record showing any  
24      domestic violence or other felony charge, and showing lack of severe mental  
25      illness, in order to purchase a gun.

26      "Permit" being an official permission granted by the state of New Mexico in  
27      order to carry or use a gun. This must be with the gun owner if the gun is  
28      present.

29      "Registration" being the individual gun owner's requirement to state their  
30      gun ownership to the state, for official record keeping.

31      "Severe mental illness" being a diagnosis of mental incapacity, and/or  
32      impaired judgement, making an individual more likely to hurt others or  
33      themselves.

**Section III. Penalty:**

If an individual has prior criminal charges of domestic violence, or other violent criminal felonies, as well as/or the individual has severe mental illness, they shall not be permitted to own a gun.

If an individual fails to carry their permit with their gun, they shall be fined \$500.

If an individual owning a gun fails to obtain a permit, they shall be fined \$1000 or up to 3 months in jail, and if they continue to fail in obtaining a permit, they shall be restricted from gun ownership.

If an individual fails to register their gun with the state of New Mexico they shall be fined \$1000 or up to 3 months in jail. If the individual continues to fail to register their gun, they shall be restricted from gun ownership.

**Section IV. Repeal:** All laws, acts, provisions, or parts of laws contained in the Constitution of the State of New Mexico in conflict with any provision of this act are hereby repealed.

**Section V. Effective Date:** his act shall become effective immediately upon It's passage and approval by the American Legion Auxiliary New Mexico Girls State Governor or its otherwise becoming a law.