

**TITLE 4           CULTURAL RESOURCES**  
**CHAPTER 3       STATE FAIR**  
**PART 4           PARTICIPANT REQUIREMENTS - FINE ARTS, HISPANIC ARTS, PHOTOGRAPHY,**  
**NATIVE AMERICAN ARTS**

**4.3.4.1           ISSUING AGENCY:** New Mexico State Fair Commission.  
[4.3.4.1 NMAC - Rp, 4 NMAC 3.4.1, 3/31/2005]

**4.3.4.2           SCOPE:** All artists submitting artwork and photographs to the New Mexico state fair.  
[4.3.4.2 NMAC - Rp, 4 NMAC 3.4.2, 3/31/2005]

**4.3.4.3           STATUTORY AUTHORITY:** Subsection B of 16.6.4, NMSA 1978.  
[4.3.4.3 NMAC - Rp, 4 NMAC 3.4.3, 3/31/2005]

**4.3.4.4           DURATION:** Permanent.  
[4.3.4.4 NMAC - Rp, 4 NMAC 3.4.4, 3/31/2005]

**4.3.4.5           EFFECTIVE DATE:** March 31, 2005, unless a later date is cited at the end of a section.  
[4.3.4.5 NMAC - Rp, 4 NMAC 3.4.5, 3/31/2005]

**4.3.4.6           OBJECTIVE:** The objective is to establish and provide guidelines for artists, including professionals, non-professionals, youths, Hispanic, Native American, and photographers, when entering work in the New Mexico state fair.  
[4.3.4.6 NMAC - Rp, 4 NMAC 3.4.6, 3/31/2005]

**4.3.4.7           DEFINITIONS:**

A. "Commission" means the regulating body of the New Mexico state fair that shall prepare, adopt, publish, and enforce all necessary rules for the management of the state fair.

B. "Hispanic artist" means an artist who is at least one quarter Hispanic descent.

C. "Native American artist" means an artist who is an American Indian of a federally-recognized tribe or pueblo.

D. "*New Mexico state fair premium book*" means the annual printed or internet-posted publication of the New Mexico state fair which contains rules that govern certain events and exhibits at the state fair.

E. "Non-professional (amateur) artist" means an artist with limited or no gallery experience who seeks public exposure and professional proficiency.

F. "Photographer" means one who takes pictures.

G. "Professional artist" means one who shows or who has sold artwork.

H. "Youth artist" means one who is under 19 years of age.

[4.3.4.7 NMAC - Rp, 4 NMAC 3.4.7, 3/31/2005]

**4.3.4.8           GENERAL:**

A. All entries shall comply with the requirements as set forth in the *New Mexico state fair premium book*. These requirements include, but are not limited to, size, presentation and submission requirements.

B. Entry cards, in triplicate, shall be filled out with identical information and shall be turned in at the time of entry, along with a non-refundable entry fee.

C. If artwork is for sale, the purchase price shall be provided on the entry cards.

D. The commission shall charge 25 percent commission on any artwork sold at the New Mexico state fair.

E. If qualified, artists may enter work in *either* fine arts gallery, Native American arts gallery or Hispanic arts gallery.

F. Once an exhibitor has entered the professional section, he or she may not enter into the amateur section, and any such entries shall be disallowed in the non-professional show.

G. Exhibitors are responsible for picking up their own artwork or providing written authorization for pick-up by another individual. Any artwork that has not been picked up by the designated pick-up date shall be considered abandoned and shall become property of the New Mexico state fair.

[4.3.4.8 NMAC - Rp, 4 NMAC 3.4.8, 3/31/2005]

#### **4.3.4.9 FINE ARTS:**

- A. Professional Exhibits:
- (1) Each artist may submit up to three original works of art.
  - (2) Once an artist has submitted artwork into a professional category (fine arts, Hispanic arts, Native American arts), he or she may not submit artwork in the non-professional category.
  - (3) All paintings, prints, and drawings shall be framed and wired for hanging.
  - (4) All artwork shall be for sale.
- B. Non-Professional Exhibits:
- (1) Each non-professional may submit only one entry in the non-professional category. This also applies to youth artists, whose entries are limited to one per artist.
  - (2) Once an artist has submitted artwork into a professional category (fine arts, Hispanic arts or Native American arts), he/she may not submit artwork in the non-professional category.
  - (3) All entries, excluding sculptures, shall be framed and wired across the back for hanging.
  - (4) Artwork may be for sale.

[4.3.4.9 NMAC - Rp, 4 NMAC 3.4.9, 3/31/2005]

#### **4.3.4.10 HISPANIC ARTS:**

- A. All exhibits shall be the work of a Hispanic artist.
- B. Each artist may submit up to four original works of art.
- C. All paintings, prints, and drawings shall be framed and wired for hanging.
- D. Tinwork, weavings, and retablos shall be ready for hanging.
- E. Photography entries shall be original and entirely the work of the exhibitor, except that commercial processing may be allowed. Pictures shall be under glass and ready to hang.
- F. All artwork shall be for sale.

[4.3.4.10 NMAC - Rp, 4 NMAC 3.4.10, 3/31/2005]

#### **4.3.4.11 NATIVE AMERICAN ARTS:**

- A. All exhibits shall be the work of a Native American exhibitor of a federally-recognized tribe or pueblo.
- B. Any authentic Native American item may be entered by an exhibitor. No item shall be accepted from a deceased artist or a live artist who is unable to reproduce the work. The owner or exhibitor shall have the rightful name and address of the maker for entry into the competition.
- C. Articles entered in the Native American arts competition may be for sale.
- D. Pottery must be traditionally Native American-made and fired, unless otherwise stated in class description. Paint-decorated pottery shall be painted before firing.
- E. Silver jewelry shall be composed solely of sterling silver. All silver jewelry shall be handmade by a Native American silversmith. No items made from German silver (nickel) shall be accepted. Turquoise items shall be labeled as to natural, stabilized, or treated.
- F. Gold jewelry shall be 10k or finer (no gold-plating or gold-filled accepted, except in chains when used as an accessory; this must be stated on ticket). All articles shall be hand-made by a Native American artist.
- G. Artwork shall be framed and wired for hanging. Only originals shall be accepted.
- H. Articles made from illegal materials such as eagle feathers or claws shall not be accepted.
- I. All Native American garments, hand-woven wool, cotton or rayon shall have been made within the past year.

[4.3.4.11 NMAC - Rp, 4 NMAC 3.4.11, 3/31/2005]

#### **4.3.4.12 PHOTOGRAPHY:**

- A. Each entry shall have the following information on the back, upper left hand corner: name and address of photographer, title of photograph, category, print number and if the photograph is for sale.
- B. All photographs shall be titled. "Untitled" is not an acceptable title. No identification marks of any kind are permitted on the front of the photograph.
- C. Once an exhibitor has entered the professional section, he or she may not enter into the amateur section, and any such entries shall be disallowed in the non-professional show.
- D. Photographs shall be dry-mounted. No photograph mounted on foam board shall be accepted. This applies to both youth and adult amateur entries.

E. Photographs may be for sale. If a photograph is not for sale, "N.F.S." shall be marked on the back of the print.

F. If an adult non-professional sells a photograph displayed at the New Mexico state fair, the exhibitor will be classified as a professional for subsequent state fairs.

[4.3.4.12 NMAC - Rp, 4 NMAC 3.4.12, 3/31/2005]

#### **HISTORY OF 4.3.4 NMAC:**

**Pre-NMAC History:** The material in this part was derived from that previously filed with the state records center and archives:

SF 67-1, Premium List, 1967, filed 6/27/67;  
SF 68-1, Premium List, 1968, filed 6/14/68;  
SF 69-1, Premium List, 1969, filed 6/18/69;  
SF 70-1, Premium List, 1970, filed 6/25/70;  
SF 71-1, Premium List, 1971, filed 7/02/71;  
SF 72-1, Premium List, 1967, filed 6/26/72;  
SF 73-1, Premium List, 1973, filed 6/18/73;  
SF 74-1, Premium List, 1974, filed 6/18/74;  
SF 75-1, Premium List, 1975, filed 6/16/75;  
SF 76-1, Premium List, 1976, filed 7/07/76;  
SF 77-1, Premium List, 1977, filed 6/14/77;  
SF 78-1, Premium List, 1978, filed 6/21/78;  
SF 79-1, Premium List, 1979, filed 7/27/79.

**History of Repealed Material:** Those applicable portions of SF 79-1, Premium List, 1979 (filed 7/27/79) and 4 NMAC 3.4, Participant Requirements: Fine Arts, Hispanic Arts, Photography, Native American Arts (filed 8/19/96) repealed effective 3/31/2005.

**Other History:** Those applicable portions of SF 79-1, Premium List, 1979 (filed 7/27/79) and 4 NMAC 3.4, Participant Requirements: Fine Arts, Hispanic Arts, Photography, Native American Arts (filed 8/19/96) replaced by 4.3.4 NMAC, Participant Requirements: Fine Arts, Hispanic Arts, Photography, Native American Arts, effective 3/31/2005.