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SENATE BILL 285

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

INTRODUCED BY

Richard C. Martinez

AN ACT

RELATING TO TAXATION; AUTHORIZING CERTAIN COUNTIES TO IMPOSE A
PROPERTY TAX FOR COUNTY HIGHER EDUCATION FACILITIES.

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

SECTION 1. A new section of the Property Tax Code is
enacted to read:

"~~[NEW MATERIAL]~~ TAX LEVY AUTHORIZATION--PROCEDURES--COUNTY
HIGHER EDUCATION FACILITIES.--

A. A board of county commissioners may adopt a
resolution to submit to the qualified electors of the county
the question of whether a property tax at a rate not to exceed
the rate specified in the resolution should be imposed upon the
net taxable value of property allocated to the county under the
Property Tax Code for the purpose of acquiring, constructing,
renovating or improving a facility of a four-year post-

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1 secondary institution located in the county and the acquisition
2 of or improvement to land for that facility.

3 B. The resolution shall specify the rate of the
4 proposed tax, which shall not exceed one dollar fifty cents
5 (\$1.50) on each one thousand dollars (\$1,000) of net taxable
6 value of property allocated to the county under the Property
7 Tax Code and shall:

8 (1) specify the date on which the election
9 upon the question of imposition of the tax will be held, which
10 may be a general election or a special election called for that
11 purpose, except that the election shall not be held on the same
12 ballot as an election held pursuant to Section 4-48B-15 NMSA
13 1978; and

14 (2) limit the imposition of the proposed tax
15 to no more than eight years.

16 C. The question shall be voted upon as a separate
17 question and shall be called, conducted and canvassed in
18 substantially the same manner as provided by law for general
19 elections. Upon certification, copies of the election shall be
20 mailed immediately to the department of finance and
21 administration and the taxation and revenue department.

22 D. For the purposes of this section, "county" means
23 a class B county with a population of no less than forty
24 thousand and no more than forty-five thousand according to the
25 last federal decennial census.

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E. The mill levy authorized in this section is not subject to the rate limitation provisions of Section 7-37-7.1 NMSA 1978 and shall not be used to meet a county's obligations pursuant to Section 27-10-4 NMSA 1978."