

1 SENATE BILL 451

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

3 INTRODUCED BY

4 George K. Munoz

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9
10 AN ACT

11 RELATING TO TAXATION; EXCLUDING LOCAL GOVERNMENTS THAT HAVE IN
12 EFFECT AN INCREMENT OF A LOCAL OPTION HOLD HARMLESS GROSS
13 RECEIPTS TAX FROM HOLD HARMLESS DISTRIBUTIONS.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. Section 7-1-6.46 NMSA 1978 (being Laws 2004,
17 Chapter 116, Section 1, as amended) is amended to read:

18 "7-1-6.46. DISTRIBUTION TO MUNICIPALITIES--OFFSET FOR
19 FOOD DEDUCTION AND HEALTH CARE PRACTITIONER SERVICES
20 DEDUCTION.--

21 A. For a municipality that [~~has not elected to~~
22 ~~impose~~] does not have in effect a municipal hold harmless gross
23 receipts tax through an ordinance and that has a population of
24 less than ten thousand according to the most recent federal
25 decennial census, a distribution pursuant to Section 7-1-6.1

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1 NMSA 1978 shall be made to a municipality in an amount, subject
2 to any increase or decrease made pursuant to Section 7-1-6.15
3 NMSA 1978, equal to the [sum of:

4 ~~(1) the total deductions claimed pursuant to~~
5 ~~Section 7-9-92 NMSA 1978 for the month by taxpayers from~~
6 ~~business locations attributable to the municipality multiplied~~
7 ~~by the sum of the combined rate of all municipal local option~~
8 ~~gross receipts taxes in effect in the municipality for the~~
9 ~~month plus one and two hundred twenty-five thousandths percent;~~
10 and

11 ~~(2) the total deductions claimed pursuant to~~
12 ~~Section 7-9-93 NMSA 1978 for the month by taxpayers from~~
13 ~~business locations attributable to the municipality multiplied~~
14 ~~by the sum of the combined rate of all municipal local option~~
15 ~~gross receipts taxes in effect in the municipality for the~~
16 ~~month plus one and two hundred twenty-five thousandths percent]~~
17 applicable maximum distribution for the municipality.

18 B. For a municipality not described in Subsection A
19 of this section that does not have in effect a municipal hold
20 harmless gross receipts tax, a distribution pursuant to Section
21 7-1-6.1 NMSA 1978 shall be made to the municipality in an
22 amount, subject to any increase or decrease made pursuant to
23 Section 7-1-6.15 NMSA 1978, equal to the [sum of:

24 ~~(1) the total deductions claimed pursuant to~~
25 ~~Section 7-9-92 NMSA 1978 for the month by taxpayers from~~

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1 ~~business locations attributable to the municipality multiplied~~
2 ~~by the sum of the combined rate of all municipal local option~~
3 ~~gross receipts taxes in effect in the municipality on January~~
4 ~~1, 2007 plus one and two hundred twenty-five thousandths~~
5 ~~percent in the following percentages:~~

6 ~~(a) prior to July 1, 2015, one hundred~~
7 ~~percent;~~

8 ~~(b) on or after July 1, 2015 and prior~~
9 ~~to July 1, 2016, ninety-four percent;~~

10 ~~(c) on or after July 1, 2016 and prior~~
11 ~~to July 1, 2017, eighty-eight percent;~~

12 ~~(d) on or after July 1, 2017 and prior~~
13 ~~to July 1, 2018, eighty-two percent;~~

14 ~~(e) on or after July 1, 2018 and prior~~
15 ~~to July 1, 2019, seventy-six percent;~~

16 ~~(f) on or after July 1, 2019 and prior~~
17 ~~to July 1, 2020, seventy percent;~~

18 ~~(g) on or after July 1, 2020 and prior~~
19 ~~to July 1, 2021, sixty-three percent;~~

20 ~~(h) on or after July 1, 2021 and prior~~
21 ~~to July 1, 2022, fifty-six percent;~~

22 ~~(i) on or after July 1, 2022 and prior~~
23 ~~to July 1, 2023, forty-nine percent;~~

24 ~~(j) on or after July 1, 2023 and prior~~
25 ~~to July 1, 2024, forty-two percent;~~

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1 ~~(k) on or after July 1, 2024 and prior~~
2 ~~to July 1, 2025, thirty-five percent;~~

3 ~~(l) on or after July 1, 2025 and prior~~
4 ~~to July 1, 2026, twenty-eight percent;~~

5 ~~(m) on or after July 1, 2026 and prior~~
6 ~~to July 1, 2027, twenty-one percent;~~

7 ~~(n) on or after July 1, 2027 and prior~~
8 ~~to July 1, 2028, fourteen percent; and~~

9 ~~(o) on or after July 1, 2028 and prior~~
10 ~~to July 1, 2029, seven percent; and~~

11 ~~(2) the total deductions claimed pursuant to~~
12 ~~Section 7-9-93 NMSA 1978 for the month by taxpayers from~~
13 ~~business locations attributable to the municipality multiplied~~
14 ~~by the sum of the combined rate of all municipal local option~~
15 ~~gross receipts taxes in effect in the municipality on January~~
16 ~~1, 2007 plus one and two hundred twenty-five thousandths~~
17 ~~percent in] applicable maximum distribution for~~
18 ~~the municipality multiplied by the following percentages:~~

19 ~~[(a)] (1) prior to July 1, 2015, one hundred~~
20 ~~percent;~~

21 ~~[(b)] (2) on or after July 1, 2015 and prior~~
22 ~~to July 1, 2016, ninety-four percent;~~

23 ~~[(c)] (3) on or after July 1, 2016 and prior~~
24 ~~to July 1, 2017, eighty-eight percent;~~

25 ~~[(d)] (4) on or after July 1, 2017 and prior~~

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1 to July 1, 2018, eighty-two percent;
2 ~~[(e)]~~ (5) on or after July 1, 2018 and prior
3 to July 1, 2019, seventy-six percent;
4 ~~[(f)]~~ (6) on or after July 1, 2019 and prior
5 to July 1, 2020, seventy percent;
6 ~~[(g)]~~ (7) on or after July 1, 2020 and prior
7 to July 1, 2021, sixty-three percent;
8 ~~[(h)]~~ (8) on or after July 1, 2021 and prior
9 to July 1, 2022, fifty-six percent;
10 ~~[(i)]~~ (9) on or after July 1, 2022 and prior
11 to July 1, 2023, forty-nine percent;
12 ~~[(j)]~~ (10) on or after July 1, 2023 and prior
13 to July 1, 2024, forty-two percent;
14 ~~[(k)]~~ (11) on or after July 1, 2024 and prior
15 to July 1, 2025, thirty-five percent;
16 ~~[(l)]~~ (12) on or after July 1, 2025 and prior
17 to July 1, 2026, twenty-eight percent;
18 ~~[(m)]~~ (13) on or after July 1, 2026 and prior
19 to July 1, 2027, twenty-one percent;
20 ~~[(n)]~~ (14) on or after July 1, 2027 and prior
21 to July 1, 2028, fourteen percent; ~~and~~
22 ~~[(o)]~~ (15) on or after July 1, 2028 and prior
23 to July 1, 2029, seven percent; and
24 (16) on or after July 1, 2029, zero percent.

25 C. The distribution pursuant to ~~[Subsections A and~~

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1 ~~B-of]~~ this section is in lieu of revenue that would have been
2 received by the municipality but for the deductions provided by
3 Sections 7-9-92 and 7-9-93 NMSA 1978. The distribution shall
4 be considered gross receipts tax revenue and shall be used by
5 the municipality in the same manner as gross receipts tax
6 revenue, including payment of gross receipts tax revenue bonds.
7 ~~[A distribution pursuant to this section to a municipality not~~
8 ~~described in Subsection A of this section or to a municipality~~
9 ~~that has imposed a gross receipts tax through an ordinance that~~
10 ~~does not provide a deduction contained in the Gross Receipts~~
11 ~~and Compensating Tax Act shall not be made on or after July 1,~~
12 ~~2029.]~~

13 D. If the ~~[reductions made by this 2013 act to the]~~
14 changes to distributions made ~~[pursuant to Subsections A and B~~
15 ~~of this section]~~ by this 2017 act impair the ability of a
16 municipality to meet its principal or interest payment
17 obligations for revenue bonds that are outstanding prior to
18 ~~[July 1, 2013]~~ July 1, 2017 and that are secured by the pledge
19 of all or part of the municipality's revenue from ~~[the]~~ a
20 distribution made pursuant to this section ~~[then the amount~~
21 ~~distributed pursuant to this section to that municipality shall~~
22 ~~be increased by an amount sufficient to meet the required~~
23 ~~payment; provided that the total amount distributed to that~~
24 ~~municipality pursuant to this section does not exceed the~~
25 ~~amount that would have been due that municipality pursuant to~~

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1 ~~this section as it was in effect on June 30, 2013] prior to~~
2 July 1, 2017, the municipality shall substitute the revenue
3 with other legally available revenue of the municipality that
4 has not been pledged to any other debt.

5 E. For the purposes of this section:

6 (1) "business locations attributable to the
7 municipality" means business locations:

8 [~~1~~] (a) within the municipality;

9 [~~2~~] (b) on land owned by the state,
10 commonly known as the "state fairgrounds", within the exterior
11 boundaries of the municipality;

12 [~~3~~] (c) outside the boundaries of the
13 municipality on land owned by the municipality; and

14 [~~4~~] (d) on an Indian reservation or
15 pueblo grant in an area that is contiguous to the municipality
16 and in which the municipality performs services pursuant to a
17 contract between the municipality and the Indian tribe or
18 Indian pueblo if: [~~a~~] 1) the contract describes an area in
19 which the municipality is required to perform services and
20 requires the municipality to perform services that are
21 substantially the same as the services the municipality
22 performs for itself; and [~~b~~] 2) the governing body of the
23 municipality has submitted a copy of the contract to the
24 secretary; and

25 (2) "maximum distribution" means:

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1 (a) for a municipality that has a
2 population of less than ten thousand according to the most
3 recent federal decennial census, the total deductions claimed
4 pursuant to Sections 7-9-92 and 7-9-93 NMSA 1978 for the month
5 by taxpayers from business locations attributable to the
6 municipality multiplied by the sum of the combined rate of all
7 municipal local option gross receipts taxes in effect in the
8 municipality for the month plus one and two hundred twenty-five
9 thousandths percent; and

10 (b) for a municipality that has a
11 population of ten thousand or more according to the most recent
12 federal decennial census, the total deductions claimed pursuant
13 to Sections 7-9-92 and 7-9-93 NMSA 1978 for the month by
14 taxpayers from business locations attributable to the
15 municipality multiplied by the sum of the combined rate of all
16 municipal local option gross receipts taxes in effect in the
17 municipality on January 1, 2007 plus one and two hundred
18 twenty-five thousandths percent.

19 F. A distribution pursuant to this section may be
20 adjusted for a distribution made to a tax increment development
21 district with respect to a portion of a gross receipts tax
22 increment dedicated by a municipality pursuant to the Tax
23 Increment for Development Act."

24 SECTION 2. Section 7-1-6.47 NMSA 1978 (being Laws 2004,
25 Chapter 116, Section 2, as amended) is amended to read:

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1 "7-1-6.47. DISTRIBUTION TO COUNTIES--OFFSET FOR FOOD
2 DEDUCTION AND HEALTH CARE PRACTITIONER SERVICES DEDUCTION.--

3 A. For a county that ~~[has not elected to impose]~~
4 does not have in effect a county hold harmless gross receipts
5 tax through an ordinance and that has a population of less than
6 forty-eight thousand according to the most recent federal
7 decennial census, a distribution pursuant to Section 7-1-6.1
8 NMSA 1978 shall be made to a county in an amount, subject to
9 any increase or decrease made pursuant to Section 7-1-6.15 NMSA
10 1978, equal to the ~~[sum of:~~

11 ~~(1) the total deductions claimed pursuant to~~
12 ~~Section 7-9-92 NMSA 1978 for the month by taxpayers from~~
13 ~~business locations within a municipality in the county~~
14 ~~multiplied by the combined rate of all county local option~~
15 ~~gross receipts taxes in effect for the month that are imposed~~
16 ~~throughout the county;~~

17 ~~(2) the total deductions claimed pursuant to~~
18 ~~Section 7-9-92 NMSA 1978 for the month by taxpayers from~~
19 ~~business locations in the county but not within a municipality~~
20 ~~multiplied by the combined rate of all county local option~~
21 ~~gross receipts taxes in effect for the month that are imposed~~
22 ~~in the county area not within a municipality;~~

23 ~~(3) the total deductions claimed pursuant to~~
24 ~~Section 7-9-93 NMSA 1978 for the month by taxpayers from~~
25 ~~business locations within a municipality in the county~~

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1 ~~multiplied by the combined rate of all county local option~~
2 ~~gross receipts taxes in effect for the month that are imposed~~
3 ~~throughout the county; and~~

4 ~~(4) the total deductions claimed pursuant to~~
5 ~~Section 7-9-93 NMSA 1978 for the month by taxpayers from~~
6 ~~business locations in the county but not within a municipality~~
7 ~~multiplied by the combined rate of all county local option~~
8 ~~gross receipts taxes in effect for the month that are imposed~~
9 ~~in the county area not within a municipality] applicable~~
10 maximum distribution for the county.

11 B. For a county not described in Subsection A of
12 this section that does not have in effect a county hold
13 harmless gross receipts tax, a distribution pursuant to Section
14 7-1-6.1 NMSA 1978 shall be made to the county in an amount,
15 subject to any increase or decrease made pursuant to Section
16 7-1-6.15 NMSA 1978, equal to the ~~[sum of:~~

17 ~~(1) the total deductions claimed pursuant to~~
18 ~~Section 7-9-92 NMSA 1978 for the month by taxpayers from~~
19 ~~business locations within a municipality in the county~~
20 ~~multiplied by the combined rate of all county local option~~
21 ~~gross receipts taxes in effect on January 1, 2007 that are~~
22 ~~imposed throughout the county in the following percentages:~~

23 ~~(a) prior to July 1, 2015, one hundred~~
24 ~~percent;~~

25 ~~(b) on or after July 1, 2015 and prior~~

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1 ~~to July 1, 2016, ninety-four percent;~~

2 ~~(c) on or after July 1, 2016 and prior~~
3 ~~to July 1, 2017, eighty-eight percent;~~

4 ~~(d) on or after July 1, 2017 and prior~~
5 ~~to July 1, 2018, eighty-two percent;~~

6 ~~(e) on or after July 1, 2018 and prior~~
7 ~~to July 1, 2019, seventy-six percent;~~

8 ~~(f) on or after July 1, 2019 and prior~~
9 ~~to July 1, 2020, seventy percent;~~

10 ~~(g) on or after July 1, 2020 and prior~~
11 ~~to July 1, 2021, sixty-three percent;~~

12 ~~(h) on or after July 1, 2021 and prior~~
13 ~~to July 1, 2022, fifty-six percent;~~

14 ~~(i) on or after July 1, 2022 and prior~~
15 ~~to July 1, 2023, forty-nine percent;~~

16 ~~(j) on or after July 1, 2023 and prior~~
17 ~~to July 1, 2024, forty-two percent;~~

18 ~~(k) on or after July 1, 2024 and prior~~
19 ~~to July 1, 2025, thirty-five percent;~~

20 ~~(l) on or after July 1, 2025 and prior~~
21 ~~to July 1, 2026, twenty-eight percent;~~

22 ~~(m) on or after July 1, 2026 and prior~~
23 ~~to July 1, 2027, twenty-one percent;~~

24 ~~(n) on or after July 1, 2027 and prior~~
25 ~~to July 1, 2028, fourteen percent; and~~

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1 ~~(o) on or after July 1, 2028 and prior~~
2 ~~to July 1, 2029, seven percent;~~

3 ~~(2) the total deductions claimed pursuant to~~
4 ~~Section 7-9-92 NMSA 1978 for the month by taxpayers from~~
5 ~~business locations in the county but not within a municipality~~
6 ~~multiplied by the combined rate of all county local option~~
7 ~~gross receipts taxes in effect on January 1, 2007 that are~~
8 ~~imposed in the county area not within a municipality in the~~
9 ~~following percentages:~~

10 ~~(a) prior to July 1, 2015, one hundred~~
11 ~~percent;~~

12 ~~(b) on or after July 1, 2015 and prior~~
13 ~~to July 1, 2016, ninety-four percent;~~

14 ~~(c) on or after July 1, 2016 and prior~~
15 ~~to July 1, 2017, eighty-eight percent;~~

16 ~~(d) on or after July 1, 2017 and prior~~
17 ~~to July 1, 2018, eighty-two percent;~~

18 ~~(e) on or after July 1, 2018 and prior~~
19 ~~to July 1, 2019, seventy-six percent;~~

20 ~~(f) on or after July 1, 2019 and prior~~
21 ~~to July 1, 2020, seventy percent;~~

22 ~~(g) on or after July 1, 2020 and prior~~
23 ~~to July 1, 2021, sixty-three percent;~~

24 ~~(h) on or after July 1, 2021 and prior~~
25 ~~to July 1, 2022, fifty-six percent;~~

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1 ~~(i) on or after July 1, 2022 and prior~~
2 ~~to July 1, 2023, forty-nine percent;~~

3 ~~(j) on or after July 1, 2023 and prior~~
4 ~~to July 1, 2024, forty-two percent;~~

5 ~~(k) on or after July 1, 2024 and prior~~
6 ~~to July 1, 2025, thirty-five percent;~~

7 ~~(l) on or after July 1, 2025 and prior~~
8 ~~to July 1, 2026, twenty-eight percent;~~

9 ~~(m) on or after July 1, 2026 and prior~~
10 ~~to July 1, 2027, twenty-one percent;~~

11 ~~(n) on or after July 1, 2027 and prior~~
12 ~~to July 1, 2028, fourteen percent; and~~

13 ~~(o) on or after July 1, 2028 and prior~~
14 ~~to July 1, 2029, seven percent;~~

15 ~~(3) the total deductions claimed pursuant to~~
16 ~~Section 7-9-93 NMSA 1978 for the month by taxpayers from~~
17 ~~business locations within a municipality in the county~~
18 ~~multiplied by the combined rate of all county local option~~
19 ~~gross receipts taxes in effect on January 1, 2007 that are~~
20 ~~imposed throughout the county in the following percentages:~~

21 ~~(a) prior to July 1, 2015, one hundred~~
22 ~~percent;~~

23 ~~(b) on or after July 1, 2015 and prior~~
24 ~~to July 1, 2016, ninety-four percent;~~

25 ~~(c) on or after July 1, 2016 and prior~~

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1 ~~to July 1, 2017, eighty-eight percent;~~

2 ~~(d) on or after July 1, 2017 and prior~~
3 ~~to July 1, 2018, eighty-two percent;~~

4 ~~(e) on or after July 1, 2018 and prior~~
5 ~~to July 1, 2019, seventy-six percent;~~

6 ~~(f) on or after July 1, 2019 and prior~~
7 ~~to July 1, 2020, seventy percent;~~

8 ~~(g) on or after July 1, 2020 and prior~~
9 ~~to July 1, 2021, sixty-three percent;~~

10 ~~(h) on or after July 1, 2021 and prior~~
11 ~~to July 1, 2022, fifty-six percent;~~

12 ~~(i) on or after July 1, 2022 and prior~~
13 ~~to July 1, 2023, forty-nine percent;~~

14 ~~(j) on or after July 1, 2023 and prior~~
15 ~~to July 1, 2024, forty-two percent;~~

16 ~~(k) on or after July 1, 2024 and prior~~
17 ~~to July 1, 2025, thirty-five percent;~~

18 ~~(l) on or after July 1, 2025 and prior~~
19 ~~to July 1, 2026, twenty-eight percent;~~

20 ~~(m) on or after July 1, 2026 and prior~~
21 ~~to July 1, 2027, twenty-one percent;~~

22 ~~(n) on or after July 1, 2027 and prior~~
23 ~~to July 1, 2028, fourteen percent; and~~

24 ~~(o) on or after July 1, 2028 and prior~~
25 ~~to July 1, 2029, seven percent; and~~

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1 ~~(4) the total deductions claimed pursuant to~~
2 ~~Section 7-9-93 NMSA 1978 for the month by taxpayers from~~
3 ~~business locations in the county but not within a municipality~~
4 ~~multiplied by the combined rate of all county local option~~
5 ~~gross receipts taxes in effect on January 1, 2007 that are~~
6 ~~imposed in the county area not within a municipality in]~~
7 applicable maximum distribution for the county, multiplied by
8 the following percentages:

9 ~~(a)~~ (1) prior to July 1, 2015, one hundred
10 percent;

11 ~~(b)~~ (2) on or after July 1, 2015 and prior
12 to July 1, 2016, ninety-four percent;

13 ~~(c)~~ (3) on or after July 1, 2016 and prior
14 to July 1, 2017, eighty-eight percent;

15 ~~(d)~~ (4) on or after July 1, 2017 and prior
16 to July 1, 2018, eighty-two percent;

17 ~~(e)~~ (5) on or after July 1, 2018 and prior
18 to July 1, 2019, seventy-six percent;

19 ~~(f)~~ (6) on or after July 1, 2019 and prior
20 to July 1, 2020, seventy percent;

21 ~~(g)~~ (7) on or after July 1, 2020 and prior
22 to July 1, 2021, sixty-three percent;

23 ~~(h)~~ (8) on or after July 1, 2021 and prior
24 to July 1, 2022, fifty-six percent;

25 ~~(i)~~ (9) on or after July 1, 2022 and prior

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1 to July 1, 2023, forty-nine percent;

2 [~~(j)~~] (10) on or after July 1, 2023 and prior
3 to July 1, 2024, forty-two percent;

4 [~~(k)~~] (11) on or after July 1, 2024 and prior
5 to July 1, 2025, thirty-five percent;

6 [~~(l)~~] (12) on or after July 1, 2025 and prior
7 to July 1, 2026, twenty-eight percent;

8 [~~(m)~~] (13) on or after July 1, 2026 and prior
9 to July 1, 2027, twenty-one percent;

10 [~~(n)~~] (14) on or after July 1, 2027 and prior
11 to July 1, 2028, fourteen percent; ~~and~~

12 ~~(o)~~ (15) on or after July 1, 2028 and prior
13 to July 1, 2029, seven percent; and

14 (16) on or after July 1, 2029, zero percent.

15 C. The distribution pursuant to [~~Subsections A and~~
16 ~~B of~~] this section is in lieu of revenue that would have been
17 received by the county but for the deductions provided by
18 Sections 7-9-92 and 7-9-93 NMSA 1978. The distribution shall
19 be considered gross receipts tax revenue and shall be used by
20 the county in the same manner as gross receipts tax revenue,
21 including payment of gross receipts tax revenue bonds. [~~A~~
22 ~~distribution pursuant to this section to a county not described~~
23 ~~in Subsection A of this section or to a county that has imposed~~
24 ~~a gross receipts tax through an ordinance that does not provide~~
25 ~~a deduction contained in the Gross Receipts and Compensating~~

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1 ~~Tax Act shall not be made on or after July 1, 2029.]~~

2 D. If the ~~[reductions made by this 2013 act to the]~~
3 changes to distributions made [pursuant to Subsections A and B
4 ~~of this section]~~ by this 2017 act impair the ability of a
5 county to meet its principal or interest payment obligations
6 for revenue bonds that are outstanding prior to ~~[July 1, 2013]~~
7 July 1, 2017 and that are secured by the pledge of all or part
8 of the county's revenue from ~~[the]~~ a distribution made pursuant
9 to this section ~~[then the amount distributed pursuant to this~~
10 ~~section to that county shall be increased by an amount~~
11 ~~sufficient to meet the required payment; provided that the~~
12 ~~total amount distributed to that county pursuant to this~~
13 ~~section does not exceed the amount that would have been due~~
14 ~~that county pursuant to this section as it was in effect on~~
15 ~~June 30, 2013]~~ prior to July 1, 2017, the county shall
16 substitute the revenue with other legally available revenue of
17 the county that has not been pledged to any other debt.

18 E. A distribution pursuant to this section may be
19 adjusted for a distribution made to a tax increment development
20 district with respect to a portion of a gross receipts tax
21 increment dedicated by a county pursuant to the Tax Increment
22 for Development Act.

23 F. For purposes of this section, "maximum
24 distribution" means:

25 (1) for counties that have a population of

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1 less than forty-eight thousand according to the most recent
2 federal decennial census, the sum of:

3 (a) the total deductions claimed
4 pursuant to Sections 7-9-92 and 7-9-93 NMSA 1978 for the month
5 by taxpayers from business locations within a municipality in
6 the county multiplied by the combined rate of all county local
7 option gross receipts taxes in effect for the month that are
8 imposed throughout the county; and

9 (b) the total deductions claimed
10 pursuant to Sections 7-9-92 and 7-9-93 NMSA 1978 for the month
11 by taxpayers from business locations in the county but not
12 within a municipality multiplied by the combined rate of all
13 county local option gross receipts taxes in effect for the
14 month that are imposed in the county area not within a
15 municipality; and

16 (2) for counties that have a population of
17 forty-eight thousand or more according to the most recent
18 federal decennial census, the sum of:

19 (a) the total deductions claimed
20 pursuant to Sections 7-9-92 and 7-9-93 NMSA 1978 for the month
21 by taxpayers from business locations within a municipality in
22 the county multiplied by the combined rate of all county local
23 option gross receipts taxes in effect on January 1, 2007 that
24 are imposed throughout the county; and

25 (b) the total deductions claimed

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1 pursuant to Sections 7-9-92 and 7-9-93 NMSA 1978 for the month
2 by taxpayers from business locations in the county but not
3 within a municipality multiplied by the combined rate of all
4 county local option gross receipts taxes in effect on January
5 1, 2007 that are imposed in the county area not within a
6 municipality."

7 SECTION 3. EFFECTIVE DATE.--The effective date of the
8 provisions of this act is July 1, 2017.

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