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HOUSE BILL 62

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,  
2000**

INTRODUCED BY  
Judy Vanderstar Russell

FOR THE REVENUE STABILIZATION AND TAX POLICY COMMITTEE

AN ACT

RELATING TO PROPERTY TAXATION; EXTENDING THE VETERAN  
EXEMPTION TO VETERANS WHO SERVED HONORABLY IN THE ARMED  
FORCES OF THE UNITED STATES ON ACTIVE DUTY DURING THE GRENADA  
CONFLICT.

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

Section 1. Section 7-37-5 NMSA 1978 (being Laws 1973,  
Chapter 258, Section 38, as amended) is amended to read:

"7-37-5. VETERAN EXEMPTION.--

A. Two thousand dollars (\$2,000) of the taxable  
value of property, including the community or joint property  
of husband and wife, subject to the tax is exempt from the  
imposition of the tax if the property is owned by a veteran  
or the veteran's unmarried surviving spouse if the veteran or  
surviving spouse is a New Mexico resident or if the property  
is held in a grantor trust established under Sections 671

.130811.1

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1 through 677 of the Internal Revenue Code, as those sections  
2 may be amended or renumbered, by a veteran or the veteran's  
3 unmarried surviving spouse if the veteran or surviving spouse  
4 is a New Mexico resident. The exemption shall be deducted  
5 from taxable value of property to determine net taxable value  
6 of property.

7 B. The veteran exemption shall be applied only if  
8 claimed and allowed in accordance with Section 7-38-17 NMSA  
9 1978 and regulations of the department.

10 C. As used in this section, "veteran" means an  
11 individual who:

12 (1) has been honorably discharged from  
13 membership in the armed forces of the United States;

14 (2) served in the armed forces of the United  
15 States on active duty continuously for ninety days, any part  
16 of which occurred during a period specified in Paragraph (3)  
17 of this subsection; and

18 (3) served in the armed forces of the United  
19 States during one or more of the following periods of armed  
20 conflict under orders of the president:

21 (a) any armed conflict prior to World  
22 War I;

23 (b) World War I which, for the purposes  
24 of this section, is defined as the period April 6, 1917  
25 through April 1, 1920;

(c) World War II which, for the  
purposes of this section, is defined as the period December

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1 7, 1941 through December 31, 1946;

2 (d) the Korean conflict which, for the  
3 purposes of this section, is defined as the period June 27,  
4 1950 through January 31, 1955;

5 (e) the Vietnam conflict which, for the  
6 purposes of this section, is defined as the period August 5,  
7 1964 through May 7, 1975; [~~or~~]

8 (f) the Grenada conflict which, for the  
9 purposes of this section, is defined as the period October 13  
10 through December 31, 1983; or

11 [~~(f)~~] (g) the Persian gulf conflict  
12 which, for the purposes of this section, is defined as the  
13 period August 2, 1990 through the date upon which the  
14 president of the United States or a competent military  
15 authority declares the conflict to be ended, but in no case  
16 earlier than July 1, 1992.

17 D. For the purposes of Subsection C of this  
18 section, a person who would otherwise be entitled to status  
19 as a veteran except for failure to have served in the armed  
20 forces continuously for ninety days is considered to have met  
21 that qualification if he served during the applicable period  
22 for less than ninety days and the reason for not having  
23 served for ninety days was a discharge brought about by  
24 service-connected disablement.

25 E. For the purposes of Paragraph (1) of Subsection  
C of this section, a person has been "honorably discharged"  
unless he received either a dishonorable discharge or a

underscoring material = new  
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1 discharge for misconduct.

2 F. For the purposes of this section, a person  
3 whose civilian service has been recognized as service in the  
4 armed forces of the United States under federal law and who  
5 has been issued a discharge certificate by a branch of the  
6 armed forces of the United States shall be considered to have  
7 served in the armed forces of the United States."

8 Section 2. APPLICABILITY.--The provisions of this act  
9 apply to the 2001 and subsequent property tax years.

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