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HOUSE BILL 49
45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002
INTRODUCED BY
Andrew Nunez

AN ACT
RELATING TO TAXATION; REQUIRING COUNTY ASSESSORS TO INCLUDE
TWO PREVIOUS YEARS' TAX ASSESSMENTS AND VALUATION WITH NOTICES
OF VALUATION AND PROPERTY TAX BILLS.

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

Section 1. Section 7-38-20 NMSA 1978 (being Laws 1973,
Chapter 258, Section 60, as amended) is amended to read:

"7-38-20. COUNTY ASSESSOR AND DEPARTMENT TO MAIL NOTICES
OF VALUATION. --

A. By April 1 of each year, the county assessor
shall mail a notice to each property owner informing him of
the net taxable value of his property that has been valued for
property taxation purposes by the assessor.

B. By May 1 of each year, the department shall
mail a notice to each property owner informing him of the net

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1 taxable value of his property that has been valued for
2 property taxation purposes by the department.

3 C. Failure to receive the notice required by this
4 section does not invalidate the value set on the property, any
5 property tax based on that value or any subsequent procedure
6 or proceeding instituted for the collection of the tax.

7 D. The notice required by this section shall
8 state:

- 9 (1) the property owner's name and address;
- 10 (2) the description or identification of the
11 property valued;
- 12 (3) the classification of the property
13 valued;
- 14 (4) the value set on the property for
15 property taxation purposes for the current tax year and each
16 of the two preceding tax years;
- 17 (5) the tax ratio;
- 18 (6) the taxable value of the property for the
19 current tax year and each of the two preceding tax years;
- 20 (7) the amount of any exemptions allowed and
21 a statement of the net taxable value of the property after
22 deducting the exemptions;
- 23 (8) the allocations of net taxable values to
24 the governmental units;
- 25 (9) briefly, the eligibility requirements and

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1 application procedures and deadline for claiming eligibility
2 for a limitation on increases in the valuation for property
3 taxation purposes of a single-family dwelling owned and
4 occupied by a person sixty-five years of age or older; and

5 (10) briefly, the procedures for protesting
6 the value determined for property taxation purposes,
7 classification, allocation of values to governmental units or
8 denial of a claim for an exemption or for the limitation on
9 increases in valuation for property taxation purposes.

10 E. The county assessor may mail the valuation
11 notice required pursuant to Subsection A of this section to
12 taxpayers with the preceding tax year's property tax bills if
13 the net taxable value of the property has not changed since
14 the preceding [~~taxable~~] tax year. In this early mailing, the
15 county assessor shall provide clear notice to the taxpayer
16 that the valuation notice is for the succeeding tax year and
17 that the deadlines for protest of the value or classification
18 of the property apply to this mailing date. "

19 Section 2. Section 7-38-37 NMSA 1978 (being Laws 1973,
20 Chapter 258, Section 77, as amended) is amended to read:

21 "7-38-37. CONTENTS OF PROPERTY TAX BILL. --Each property
22 tax bill shall be in a form and contain the information
23 required by regulations of the department and shall contain at
24 least the following:

25 A. all of the information required to be contained

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1 in the property tax schedule;

2 B. the amount of property taxes for the current
3 tax year due on each installment, the due dates of the
4 installments and the dates on which taxes become delinquent;

5 C. a brief statement of the option available to
6 make prepayments of the property tax due pursuant to Section
7 7-38-38.2 NMSA 1978;

8 D. a brief statement of the procedure under
9 Section 7-38-39 NMSA 1978 for protesting values for property
10 taxation purposes, classification, allocation of values to
11 governmental units or a denial of a claim for an exemption;

12 E. a statement of the interest and penalties
13 imposed by law for delinquency in the payment of property
14 taxes and the remedies available against the taxpayer and the
15 property for nonpayment of the amount due;

16 F. a statement advising the property owner that
17 the property tax bill is the only notice he will receive for
18 payment of both installments of the tax if no separate notice
19 will be sent with respect to the second installment; [and]

20 G. the amount of any prepayment of the first
21 installment made pursuant to Section 7-38-38.2 NMSA 1978; and

22 H. the amount of property taxes paid in each of
23 the two preceding tax years. "