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SENATE BILL 189

46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004

INTRODUCED BY

Mary Jane M. Garcia

AN ACT

RELATING TO CONVENTION CENTER FINANCING; AMENDING CONVENTION CENTER FEE EXEMPTIONS.

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

Section 1. Section 5-13-5 NMSA 1978 (being Laws 2003, Chapter 87, Section 5) is amended to read:

"5-13-5. EXEMPTIONS. -- The convention center fee shall not apply:

A. if a vendee:

- (1) has been a permanent resident of the lodging facility for a period of at least [thirty] fifteen consecutive days; or
- (2) enters into or has entered into a written agreement for a room at a lodging facility for a period of at least [thirty] fifteen consecutive days;

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B. if the [consideration paid by a vendee is less
than two dollars (\$2.00) a day] local governmental entity by
ordinance exempts lodging facilities whose daily room charge is
less than the amount stated in the ordinance;

- C. to rooms at institutions of the federal government, the state or any political subdivision thereof;
- D. to rooms at religious, charitable, educational or philanthropic institutions or other nonprofit organizations, including rooms at summer camps operated by such institutions;
- E. to clinics, hospitals or other medical facilities:
- F. to privately owned and operated convalescent homes or homes for the aged, infirm, indigent or chronically ill; or
- G. if the vendor does not offer at least three rooms at its lodging facility. The convention center fee shall be imposed on the lodging facilities of a vendor that owns three or more lodging facilities within local governmental entities that have imposed a convention center fee, regardless of the number of rooms available for occupancy."

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