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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 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 fifteen consecutive days;

B. if the local governmental entity by ordinance  
exempts lodging facilities whose maximum 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;

1           E. to clinics, hospitals or other medical  
2 facilities;

3           F. to privately owned and operated convalescent  
4 homes or homes for the aged, infirm, indigent or chronically  
5 ill; or

6           G. if the vendor does not offer at least three  
7 rooms at its lodging facility. The convention center fee  
8 shall be imposed on the lodging facilities of a vendor that  
9 owns three or more lodging facilities within local  
10 governmental entities that have imposed a convention center  
11 fee, regardless of the number of rooms available for  
12 occupancy."

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