

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 704

47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006

INTRODUCED BY

James G. Taylor

AN ACT

RELATING TO TAXATION; PROVIDING A LIMITED DEDUCTION FROM GROSS RECEIPTS OF THE RECEIPTS FROM SELLING FUNERAL SERVICES AND FUNERAL MERCHANDISE.

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

Section 1. A new section of the Gross Receipts and Compensating Tax Act is enacted to read:

"[NEW MATERIAL] DEDUCTION--GROSS RECEIPTS--SALE OF FUNERAL SERVICES AND FUNERAL MERCHANDISE.--

A. Receipts from selling funeral services and funeral merchandise may be deducted from gross receipts, provided that the deduction allowed a seller under this section shall not exceed ten thousand dollars (\$10,000) during any thirty-day period attributable to purchases by a single buyer.

B. As used in this section:

underscored material = new
[bracketed material] = delete

1 (1) "funeral merchandise" means that personal
2 property offered for sale in connection with the
3 transportation, funeralization or disposition of a dead human
4 body, including the enclosure into which a dead human body is
5 or cremains are directly placed; and

6 (2) "funeral services" means those post-death
7 activities related to the dead human body, its care and
8 disposition, including:

9 (a) committal, graveside or memorial
10 services;

11 (b) embalming;

12 (c) cremation;

13 (d) advising or counseling about
14 specific details for a funeral, graveside service, committal
15 service, memorial service, disposition or direct disposition;
16 and

17 (e) final disposition."

18 Section 2. EFFECTIVE DATE.--The effective date of the
19 provisions of this act is July 1, 2006.