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SENATE BILL 17

53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018

INTRODUCED BY

Carlos R. Cisneros and Richard C. Martinez
and Stephanie Garcia Richard

AN ACT

RELATING TO TAXATION; EXCLUDING CERTAIN ENTITIES FROM A GROSS
RECEIPTS TAX EXEMPTION FOR NONPROFIT ORGANIZATIONS.

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

SECTION 1. Section 7-9-29 NMSA 1978 (being Laws 1970,
Chapter 12, Section 3, as amended) is amended to read:

"7-9-29. EXEMPTION--GROSS RECEIPTS TAX--CERTAIN
ORGANIZATIONS--EXCEPTIONS.--

A. Exempted from the gross receipts tax are the
receipts of organizations that demonstrate to the department
that they have been granted exemption from the federal income
tax by the United States commissioner of internal revenue as
organizations described in Section 501(c)(3) of the United
States Internal Revenue Code of [~~1954~~] 1986, as that section
may be amended or renumbered.

.208810.1

underscoring material = new
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1 B. Exempted from the gross receipts tax are the
2 receipts from carrying on chamber of commerce, visitor bureau
3 and convention bureau functions of organizations that
4 demonstrate to the department that they have been granted
5 exemption from the federal income tax by the United States
6 commissioner of internal revenue as organizations described in
7 Section 501(c)(6) of the United States Internal Revenue Code of
8 ~~[1954]~~ 1986, as that section may be amended or renumbered.

9 C. This section does not apply to:

10 (1) receipts derived from an unrelated trade
11 or business as defined in Section 513 of the United States
12 Internal Revenue Code of ~~[1954]~~ 1986, as that section may be
13 amended or renumbered; or

14 (2) receipts of a prime contractor that are
15 derived from operating a facility in New Mexico designated as a
16 national laboratory by an act of congress."

17 SECTION 2. EFFECTIVE DATE.--The effective date of the
18 provisions of this act is July 1, 2018.