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HOUSE BILL 458

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

HENRI KIKI SAAVEDRA

AN ACT

RELATING TO TAXATION; EXEMPTING CERTAIN ACTIVITIES AT  
INSTITUTIONS OF HIGHER EDUCATION FROM IMPOSITION OF THE  
GOVERNMENTAL GROSS RECEIPTS TAX; AMENDING A SECTION OF THE GROSS  
RECEIPTS AND COMPENSATING TAX ACT.

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

Section 1. Section 7-9-3.2 NMSA 1978 (being Laws 1991,  
Chapter 8, Section 1, as amended) is amended to read:

"7-9-3.2. ADDITIONAL DEFINITION. -- As used in the Gross  
Receipts and Compensating Tax Act, "governmental gross receipts"  
means all receipts of the state [~~of New Mexico~~] or any agency,  
institution, instrumentality or political subdivision thereof  
from:

A. the sale of tangible personal property other than  
water from facilities open to the general public;

Underscored material = new  
[bracketed material] = delete

Underscored material = new  
[bracketed material] = delete

1           B. the performance of or admissions to recreational,  
2 athletic or entertainment services or events in facilities,  
3 except facilities of institutions of higher education, open to  
4 the general public;

5           C. refuse collection, refuse disposal or both;

6           D. sewage services; and

7           E. the sale of water by a utility owned or operated  
8 by a county, municipality or other political subdivision of the  
9 state.

10           "Governmental gross receipts" includes receipts from the  
11 sale of tangible personal property handled on consignment when  
12 sold from facilities open to the general public but excludes  
13 cash discounts taken and allowed, governmental gross receipts  
14 tax payable on transactions reportable for the period and any  
15 type of time-price differential."

16           Section 2. EFFECTIVE DATE.--The effective date of the  
17 provisions of this act is July 1, 1996.