

1 HOUSE JOINT RESOLUTION 2
2 44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

3 INTRODUCED BY

4 J. "Andy" Kissner
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10 A JOINT RESOLUTION

11 PROPOSING TO AMEND ARTICLE 8 OF THE CONSTITUTION OF NEW MEXICO
12 BY ADDING A NEW SECTION TO REQUIRE THAT REVENUES FROM STATE
13 TAXES AND FEES RELATED TO SALE OR USE OF FUEL TO POWER MOTOR
14 VEHICLES OR FROM REGISTRATION, LICENSE OR OTHER FEES AND TAXES
15 IMPOSED FOR USE OF THE HIGHWAYS IN THE STATE BE USED SOLELY
16 FOR HIGHWAY AND TRANSPORTATION PURPOSES.

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18 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

19 Section 1. It is proposed to amend Article 8 of the
20 constitution of New Mexico by adding a new section to read:

21 "A. After June 30, 2002, revenues from the state
22 taxes and fees described in Subsection B of this section shall
23 not be appropriated for any purpose except:

24 (1) to the state highway and transportation
25 department or its successor agency for construction,

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1 improvement or maintenance of public roads, highways and
2 bridges in the state and related administrative, design,
3 engineering, legal, clerical or other necessary services or
4 acquisition of land and rights of way for such roads, highways
5 and bridges;

6 (2) for other transportation programs or
7 purposes administered by the state highway and transportation
8 department or its successor agency;

9 (3) for distribution pursuant to law to
10 municipalities or counties for construction, improvement or
11 maintenance of local public streets, roads, highways and
12 bridges and related administrative, design, engineering,
13 legal, clerical or other necessary services or acquisition of
14 land or rights of way for such streets, roads, highways and
15 bridges or for other local transportation purposes; or

16 (4) for debt service payments, bond issuance
17 costs or other costs necessary for financing projects for any
18 purpose in Paragraphs (1) through (3) of this subsection or to
19 satisfy any debt or meet any payment for which such taxes or
20 fees were pledged or obligated prior to July 1, 2002.

21 B. The following state taxes and fees are subject
22 to the appropriation limitations of Subsection A of this
23 section:

24 (1) taxes or fees imposed on the sale of or
25 for the privilege of using, receiving or distributing gasoline

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1 or any other fuels used to generate power to propel motor
2 vehicles; and

3 (2) registration, license or other fees or
4 taxes imposed on owners or operators of motor vehicles or on
5 motor vehicles for the use of the highways in the state, other
6 than taxes or fees imposed on the sale or lease of motor
7 vehicles or for the privilege of engaging in the business of
8 selling or leasing motor vehicles and measured by gross
9 receipts. "

10 Section 2. The amendment proposed by this resolution
11 shall be submitted to the people for their approval or
12 rejection at the next general election or at any special
13 election prior to that date which may be called for that
14 purpose.

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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6 February 16, 1999

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8 Mr. Speaker:

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10 Your TRANSPORTATION COMMITTEE, to whom has been
11 referred

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15 has had it under consideration and reports same with
16 recommendation that it DO PASS, amended as follows:

17 1. On page 1, line 16, before the period insert "OR FOR
18 CORRECTIVE ACTION TO ADDRESS LEAKING UNDERGROUND STORAGE TANKS".

19
20 2. On page 2, between lines 8 and 9, insert the following
21 new paragraph:

22
23 "(3) for costs, payments or other expenditures
24 related to actions or programs to protect the public health,
25 safety, welfare and environment from pollution of ground water
as a result of leaking underground storage tanks;".

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2. Renumber the succeeding paragraphs accordingly.,

and thence referred to the TAXATION AND REVENUE
COMMITTEE.

Respectfully submitted,

Daniel P. Silva, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

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The roll call vote was 11 For 1 Against

Yes: 11
No: Silva
Excused: Rodella
Absent: None

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