

HOUSE BILL

58TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2027

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO TAXATION; EXPANDING A GROSS RECEIPTS TAX DEDUCTION
FOR TRANSACTIONS IN INTERSTATE COMMERCE TO INCLUDE RECEIPTS
FROM THE SALE OF OUTDOOR BILLBOARD ADVERTISING.

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

SECTION 1. Section 7-9-55 NMSA 1978 (being Laws 1969,
Chapter 144, Section 45, as amended) is amended to read:

"7-9-55. DEDUCTION--GROSS RECEIPTS TAX--GOVERNMENTAL
GROSS RECEIPTS TAX--TRANSACTION IN INTERSTATE COMMERCE.--

A. Receipts from transactions in interstate
commerce may be deducted from governmental gross receipts.

[A-] B. Receipts from the following may be deducted
from gross receipts:

(1) transactions in interstate commerce [may
be deducted from gross receipts] to the extent that the

.234802.1

underscored material = new
[bracketed material] = delete

1 imposition of the gross receipts tax would be unlawful under
2 the United States constitution;

3 ~~[B. Receipts from transactions in interstate~~
4 ~~commerce may be deducted from governmental gross receipts.~~

5 ~~G. Receipts from]~~ (2) transmitting messages
6 or conversations by radio other than from one point in this
7 state to another point in this state ~~[and receipts from];~~

8 (3) the sale of radio or television broadcast
9 time when the advertising message is supplied by or on behalf
10 of a national or regional seller or advertiser not having its
11 principal place of business in or being incorporated under the
12 laws of this state ~~[may be deducted from gross receipts]; and~~

13 (4) the sale of outdoor billboard advertising
14 when the advertising message is supplied by or on behalf of a
15 national or regional seller or advertiser not having its
16 principal place of business in or being incorporated under the
17 laws of this state.

18 C. Commissions of advertising agencies from
19 performing services in this state may not be deducted from
20 gross receipts under this section."

21 SECTION 2. EFFECTIVE DATE.--The effective date of the
22 provisions of this act is July 1, 2027.