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SENATE BILL 227

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,  
2000**

INTRODUCED BY

Ben D. Altamirano

AN ACT

RELATING TO AVIATION; PROVIDING FOR A DISTRIBUTION OF GROSS  
RECEIPTS TAX REVENUE FOR THE AIR SERVICE ASSISTANCE PROGRAM;  
MAKING AN APPROPRIATION.

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

Section 1. Section 7-1-6.7 NMSA 1978 (being Laws 1994,  
Chapter 5, Section 2, as amended by Laws 1995, Chapter 6,  
Section 1 and also by Laws 1995, Chapter 36, Section 1) is  
amended to read:

"7-1-6.7. DISTRIBUTIONS--STATE AVIATION FUND.--

A. A distribution pursuant to Section 7-1-6.1 NMSA  
1978 shall be made to the state aviation fund in an amount  
equal to three and fifty-nine hundredths percent of the gross  
receipts attributable to the sale of fuel specially prepared  
and sold for use in turboprop or jet-type engines as  
determined by the department.

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1           B. A distribution pursuant to Section 7-1-6.1 NMSA  
2 1978 shall be made to the state aviation fund in an amount  
3 equal to twenty-six hundredths of one percent of gasoline  
4 taxes, exclusive of penalties and interest, collected  
5 pursuant to the Gasoline Tax Act.

6           C. From July 1, 2000 through June 30, 2005, a  
7 distribution pursuant to Section 7-1-6.1 NMSA 1978 shall be  
8 made to the state aviation fund in an amount equal to forty-  
9 six thousandths of one percent of the net receipts  
10 attributable to the gross receipts tax distributable to the  
11 general fund."

12           Section 2. Section 64-1-15 NMSA 1978 (being Laws 1963,  
13 Chapter 314, Section 7, as amended) is amended to read:

14           "64-1-15. EARMARKED TAXES--APPROPRIATION.--There is  
15 created in the state treasury the "state aviation fund". The  
16 state treasurer shall credit to the state aviation fund all  
17 unrefunded taxes collected on the sale of motor fuel sold for  
18 use in aircraft. All income to the state aviation fund is  
19 appropriated to the division. The amounts distributed to the  
20 state aviation fund pursuant to Subsection A of Section  
21 7-1-6.7 NMSA 1978 shall be used for planning, construction  
22 and maintenance of a system of airports, navigation aids and  
23 related facilities serving New Mexico. The amounts  
24 distributed to the state aviation fund pursuant to Subsection  
25 C of Section 7-1-6.7 NMSA 1978 shall be used for the air  
service assistance program. All expenditures shall be made  
in accordance with budgets approved by the department of

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1 finance and administration."

2 Section 3. APPROPRIATION--EXTENSION.--The appropriation  
3 made by Laws 1999, Chapter 184, Section 2 shall not revert at  
4 the end of fiscal year 2000 but may be used for its original  
5 purpose in fiscal year 2001 and subsequent fiscal years.

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