1	AN ACT
2	RELATING TO TAXATION; PROVIDING A GROSS RECEIPTS TAX DEDUCTION FOR
3	RECEIPTS OF CERTAIN CLINICAL LABORATORIES AND HOME HEALTH AGENCIES
4	FROM THE PROVISION OF CERTAIN SERVICES TO MEDICARE BENEFICIARIES.
5	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
6	Section 1. Section 7-9-77.1 NMSA 1978 (being Laws 1998, Chapter 96,
7	Section 1, as amended) is amended to read:
8	"7-9-77.1. DEDUCTIONGROSS RECEIPTS TAXCERTAIN MEDICAL AND
9	HEALTH CARE SERVICES
10	A. Receipts from payments by the United States government or any
11	agency thereof for provision of medical and other health services by medical doctors
	and osteopathic physicians or of medical, other health and palliative services by a
12	hospice to medicare beneficiaries pursuant to the provisions of Title 18 of the federal
13	Social Security Act may be deducted from gross receipts.
14	B. Receipts from payments by the United States government or any
15	agency thereof for medical services provided by a clinical laboratory to medicare
16	beneficiaries pursuant to the provisions of Title 18 of the federal Social Security Act
17	may be deducted from gross receipts pursuant to the following schedule:
18	(1) from July 1, 2003 through June 30, 2004 thirty-three and
19	one-third percent of the receipts may be deducted;
	(2) from July 1, 2004 through June 30, 2005 sixty-six and two-
20	thirds percent of the receipts may be deducted; and
21	(3) after June 30, 2005 one hundred percent of the receipts
22	may be deducted.
23	C. Receipts from payments by the United States government or any
24	agency thereof for medical, other health and palliative services provided by a home
25	health agency to medicare beneficiaries pursuant to the provisions of Title 18 of the
	federal Social Security Act may be deducted from gross receipts pursuant to the

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1	following schedule:	SF C/
2	(1) from July 1, 2003 through June 30, 2004 thirty-three and	S B
3	one-third percent of the receipts may be deducted;	21 3
4	(2) from July 1, 2004 through June 30, 2005 sixty-six and two-	& 70
5	thirds percent of the receipts may be deducted; and	2 Pa
	(3) after June 30, 2005 one hundred percent of the receipts	ge 2
6	may be deducted.	_
7	D. For the purposes of this section:	
8	(1) "clinical laboratory" means a laboratory accredited	
9	pursuant to 42 USCA 263a;	
10	(2) "home health agency" means a for-profit entity that is	
11	licensed by the department of health and certified by the federal centers for medicare	
12	and medicaid services as a home health agency;	
	(3) "hospice" means a for-profit entity licensed and certified by	
13	the department of health as a hospice; and	
14	(4) "medical doctors and osteopathic physicians" means	
15	persons licensed to practice under Section 61-6-11, 61-6-13, 61-10-11 or 61-10-12	
16	NMSA 1978."	
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