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HOUSE BILL 488

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

J. Paul Taylor

FOR THE MEDICAID REFORM COMMITTEE

AND THE TOBACCO SETTLEMENT REVENUE OVERSIGHT COMMITTEE

AN ACT

RELATING TO TAXATION; INCREASING THE RATE OF THE CIGARETTE TAX;  
MODIFYING DISTRIBUTIONS OF CIGARETTE TAX REVENUE; AMENDING  
SECTIONS OF THE NMSA 1978; MAKING AN APPROPRIATION.

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

Section 1. Section 7-1-6.11 NMSA 1978 (being Laws 1983,  
Chapter 211, Section 16, as amended) is amended to read:

"7-1-6.11. DISTRIBUTIONS OF CIGARETTE TAXES. --

A. A distribution pursuant to Section 7-1-6.1 NMSA  
1978 shall be made to the county and municipality recreational  
fund in an amount equal to [~~four and three-quarters~~] one and  
forty-seven hundredths percent of the net receipts, exclusive  
of penalties and interest, attributable to the cigarette tax.

B. A distribution pursuant to Section 7-1-6.1 NMSA  
1978 shall be made to the county and municipal cigarette tax

underscored material = new  
[bracketed material] = delete

1 fund in an amount equal to [~~nine and one-half~~] two and ninety-  
2 five hundredths percent of the net receipts, exclusive of  
3 penalties and interest, attributable to the cigarette tax.

4 C. A distribution pursuant to Section 7-1-6.1 NMSA  
5 1978 shall be made to the cancer research and treatment center  
6 at the university of New Mexico [~~school of medicine~~] health  
7 sciences center in an amount equal to [~~four and three-quarters~~]  
8 one and forty-seven hundredths percent of the net receipts,  
9 exclusive of penalties and interest, attributable to the  
10 cigarette tax.

11 D. A distribution pursuant to Section 7-1-6.1 NMSA  
12 1978 shall be made to the New Mexico finance authority in an  
13 amount equal to [~~seven and one-eighth~~] two and twenty-one  
14 hundredths percent of the net receipts, exclusive of penalties  
15 and interest, attributable to the cigarette tax. "

16 Section 2. Section 7-12-3 NMSA 1978 (being Laws 1971,  
17 Chapter 77, Section 3, as amended) is amended to read:

18 "7-12-3. EXCISE TAX ON CIGARETTES--RATES.--

19 A. For the privilege of selling, giving or  
20 consuming cigarettes in New Mexico, there is levied an excise  
21 tax at the rate of [~~one and five hundredths cents (\$.0105)~~]  
22 four and five hundredths cents (\$.0405) for each cigarette  
23 sold, given or consumed in this state.

24 B. The tax imposed by this section shall be  
25 referred to as the "cigarette tax". "

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