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SENATE BILL 717

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

INTRODUCED BY

Cisco McSorley

AN ACT

RELATING TO TAXATION; INCREASING THE CIGARETTE TAX AND THE
TOBACCO PRODUCTS TAX; MODIFYING DISTRIBUTIONS OF CIGARETTE TAX
REVENUE.

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
twenty-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 fifty-
2 four 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 twenty-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~~] one and ninety
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 five cents (\$.05) for each cigarette sold, given or consumed in
23 this state.

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

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