

1 SENATE BILL 234

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011**

3 INTRODUCED BY

4 Carroll H. Leavell

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10 AN ACT

11 RELATING TO TAXATION; AMENDING A SECTION OF THE GROSS RECEIPTS  
12 AND COMPENSATING TAX ACT TO PROVIDE FOR GROSS RECEIPTS TAX  
13 DEDUCTIONS FOR LEASES OF SOLAR ENERGY SYSTEMS AND THOSE SOLD OR  
14 SUPPLIED TO A PUBLIC UTILITY.

15  
16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. Section 7-9-112 NMSA 1978 (being Laws 2007,  
18 Chapter 204, Section 10) is amended to read:

19 "7-9-112. DEDUCTION--GROSS RECEIPTS--SOLAR ENERGY  
20 SYSTEMS.--

21 A. Receipts from the sale, [~~and~~] lease or  
22 installation of solar energy systems may be deducted from gross  
23 receipts.

24 B. As used in this section, "solar energy system"  
25 means an installation that is used to provide space heat, hot

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underscored material = new  
[bracketed material] = delete

underscored material = new  
~~[bracketed material] = delete~~

1 water or electricity to the property in which it is installed  
2 or is supplied or sold to a public utility and is:

3 (1) an installation that utilizes solar panels  
4 that are not also windows, including the solar panels and all  
5 equipment necessary for the installation and operation of the  
6 solar panels;

7 (2) a dark-colored water tank exposed to  
8 sunlight, including all equipment necessary for the  
9 installation and operation of the water tank as a part of the  
10 overall water system of the property; or

11 (3) a non-vented trombe wall, including all  
12 equipment necessary for the installation and operation of the  
13 trombe wall."