

HOUSE HEALTH AND HUMAN SERVICES COMMITTEE SUBSTITUTE FOR
HOUSE BILLS 119 & 179

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

AN ACT

RELATING TO TAXATION; PROVIDING GROSS RECEIPTS TAX AND
GOVERNMENTAL GROSS RECEIPTS TAX DEDUCTIONS FOR FEMININE HYGIENE
PRODUCTS.

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

SECTION 1. A new section of the Gross Receipts and
Compensating Tax Act is enacted to read:

"~~[NEW MATERIAL]~~ DEDUCTION--GROSS RECEIPTS AND GOVERNMENTAL
GROSS RECEIPTS--FEMININE HYGIENE PRODUCTS.--

A. Receipts from the sale of feminine hygiene
products may be deducted from gross receipts and governmental
gross receipts.

B. A taxpayer allowed a deduction pursuant to this
section shall report the amount of the deduction separately in
a manner required by the department.

.213126.1

underscored material = new
[bracketed material] = delete

1 C. The department shall compile an annual report on
2 the deduction provided by this section that shall include the
3 number of taxpayers that claimed the deduction, the aggregate
4 amount of deductions claimed and any other information
5 necessary to evaluate the effectiveness of the deduction. The
6 department shall present the report to the revenue
7 stabilization and tax policy committee and the legislative
8 finance committee with an analysis of the cost of the
9 deduction.

10 D. As used in this section "feminine hygiene
11 products" means tampons, menstrual pads and sanitary napkins,
12 pantliners, menstrual sponges and menstrual cups."

13 SECTION 2. EFFECTIVE DATE.--The effective date of the
14 provisions of this act is July 1, 2019.