

1 SENATE BILL 78

2 **55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

3 INTRODUCED BY

4 Michael Padilla and Elizabeth "Liz" Stefanics

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10 AN ACT

11 RELATING TO TAXATION; EXEMPTING SOCIAL SECURITY INCOME FROM
12 INCOME TAX.

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

15 SECTION 1. A new section of the Income Tax Act is enacted
16 to read:

17 "[NEW MATERIAL] EXEMPTION--SOCIAL SECURITY INCOME.--

18 A. An individual may claim an exemption in an
19 amount equal to the amount included in adjusted gross income
20 pursuant to Section 86 of the Internal Revenue Code, as that
21 section may be amended or renumbered, of income includable
22 except for this exemption in net income. The exempted amount
23 shall not exceed the individual's net income.

24 B. An individual who claims an exemption pursuant
25 to this section shall not claim the exemption pursuant to

.218667.1

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1 Section 7-2-5.2 NMSA 1978."

2 SECTION 2. APPLICABILITY.--The provisions of this act
3 apply to taxable years beginning on or after January 1, 2021.

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