

1 SENATE BILL 168

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

3 INTRODUCED BY

4 Roberto "Bobby" J. Gonzales and Bill Tallman

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10 AN ACT

11 RELATING TO TAXATION; INCREMENTALLY INCREASING THE GASOLINE TAX  
12 AND THE SPECIAL FUEL EXCISE TAX.

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

15 SECTION 1. Section 7-13-3 NMSA 1978 (being Laws 1971,  
16 Chapter 207, Section 3, as amended) is amended to read:

17 "7-13-3. IMPOSITION AND RATE OF TAX--DENOMINATION AS  
18 "GASOLINE TAX".--

19 A. For the privilege of receiving gasoline in this  
20 state, there is imposed an excise tax at a rate provided in  
21 Subsection B of this section on each gallon of gasoline  
22 received in New Mexico.

23 B. The tax imposed by Subsection A of this section  
24 shall be [~~seventeen cents (\$ .17)~~] equal to the following  
25 amounts per gallon of gasoline received in New Mexico during

.219095.1

underscored material = new  
[bracketed material] = delete

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[bracketed material] = delete

1 the following periods:

2 (1) prior to July 1, 2021, seventeen cents  
3 (\$.17);

4 (2) from July 1, 2021 through June 30, 2022,  
5 eighteen cents (\$.18);

6 (3) from July 1, 2022 through June 30, 2023,  
7 nineteen cents (\$.19);

8 (4) from July 1, 2023 through June 30, 2024,  
9 twenty cents (\$.20);

10 (5) from July 1, 2024 through June 30, 2025,  
11 twenty-one cents (\$.21); and

12 (6) on or after July 1, 2025, twenty-two cents  
13 (\$.22).

14 C. The tax imposed by this section may be called  
15 the "gasoline tax".

16 SECTION 2. Section 7-16A-3 NMSA 1978 (being Laws 1992,  
17 Chapter 51, Section 3, as amended) is amended to read:

18 "7-16A-3. IMPOSITION AND RATE OF TAX--DENOMINATION AS  
19 SPECIAL FUEL EXCISE TAX.--

20 A. For the privilege of receiving or using special  
21 fuel in this state, there is imposed an excise tax at a rate  
22 provided in Subsection B of this section on each gallon of  
23 special fuel received in New Mexico.

24 B. The tax imposed by Subsection A of this section  
25 shall be [~~twenty-one cents (\$.21)~~] equal to the following

.219095.1

underscored material = new  
[bracketed material] = delete

- 1 amounts per gallon of special fuel received or used in New  
2 Mexico during the following periods:
- 3 (1) prior to July 1, 2021, twenty-one cents  
4 (\$.21);
- 5 (2) from July 1, 2021 through June 30, 2022,  
6 twenty-two cents (\$.22);
- 7 (3) from July 1, 2022 through June 30, 2023,  
8 twenty-three cents (\$.23);
- 9 (4) from July 1, 2023 through June 30, 2024,  
10 twenty-four cents (\$.24);
- 11 (5) from July 1, 2024 through June 30, 2025,  
12 twenty-five cents (\$.25); and
- 13 (6) on or after July 1, 2025, twenty-six cents  
14 (\$.26).

15 C. The tax imposed by this section may be called  
16 the "special fuel excise tax".