

SENATE BILL 207

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

Gerald Ortiz y Pino

This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

AN ACT

RELATING TO TAXATION; DISTRIBUTING A PORTION OF THE LIQUOR EXCISE TAX TO COUNTIES FOR THE PROVISION OF ALCOHOL AND SUBSTANCE ABUSE PREVENTION AND TREATMENT AND A PORTION TO THE COUNTY ALCOHOL AND SUBSTANCE ABUSE PREVENTION AND TREATMENT FUND; MAKING AN APPROPRIATION.

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

SECTION 1. Section 7-1-6.40 NMSA 1978 (being Laws 1997,

.222184.1AIC February 10, 2022 (1:50pm)

underscored material = new  
[bracketed material] = delete  
Amendments: new = →bold, blue, highlight←  
delete = →bold, red, highlight, strikethrough←

underscored material = new  
[bracketed material] = delete  
Amendments: new = →bold, blue, highlight←  
delete = →bold, red, highlight, strikethrough←

Chapter 182, Section 1, as amended) is amended to read:

"7-1-6.40. DISTRIBUTION OF LIQUOR EXCISE TAX--LOCAL DWI GRANT FUND--CERTAIN MUNICIPALITIES--DRUG COURT FUND--COUNTIES-- COUNTY ALCOHOL AND SUBSTANCE ABUSE PREVENTION AND TREATMENT FUND--

A. A distribution pursuant to Section 7-1-6.1 NMSA 1978 in an amount equal to forty-five percent of the net receipts attributable to the liquor excise tax shall be made to the local DWI grant fund.

B. A distribution pursuant to Section 7-1-6.1 NMSA 1978 [~~of twenty thousand seven hundred fifty dollars (\$20,750) monthly from~~] in an amount equal to one-half percent of the net receipts attributable to the liquor excise tax shall be made to a municipality that is located in a class A county and that has a population according to the most recent federal decennial census of more than thirty thousand but less than sixty thousand and shall be used by the municipality only for the provision of alcohol treatment and rehabilitation services for street inebriates.

C. [~~Beginning July 1, 2019~~] A distribution pursuant to Section 7-1-6.1 NMSA 1978 in an amount equal to five percent of the net receipts attributable to the liquor excise tax shall be made to the drug court fund.

D. A distribution pursuant to Section 7-1-6.1 NMSA 1978 shall be made to counties in an amount equal to twenty-

four percent of the net receipts attributable to the liquor excise tax and shall be used only for the provision of alcohol and substance abuse prevention and treatment. The amount to be distributed to each county shall be in the proportion that the population of each county is to the total population of all counties, according to the most recent federal decennial census.

E. A distribution pursuant to Section 7-1-6.1 NMSA 1978 shall be made to the county alcohol and substance abuse prevention and treatment fund in an amount equal to twenty-four percent of the net receipts attributable to the liquor excise tax."

SECTION 2. [NEW MATERIAL] COUNTY ALCOHOL AND SUBSTANCE ABUSE PREVENTION AND TREATMENT FUND.--

A. The "county alcohol and substance abuse prevention and treatment fund" is created as a nonreverting fund in the state treasury. The fund consists of appropriations, donations, interest from investment of the fund and other money distributed to the fund. The fund shall be administered by the STBTC → ~~local government division of the department of finance and administration,~~ ← STBTC human services department and money in the fund is appropriated to the STBTC → ~~division~~ ← STBTC STBTC → ~~department~~ ← STBTC to provide grants to counties as provided by this section. Disbursements from the fund shall be made by warrant of the secretary of finance

underscored material = new  
[bracketed material] = delete  
Amendments: new = → bold, blue, highlight ←  
delete = → bold, red, highlight, strikethrough ←

underscored material = new  
[bracketed material] = delete  
Amendments: new = →bold, blue, highlight←  
delete = →bold, red, highlight, strikethrough←

and administration pursuant to vouchers signed by the  
STBTC→~~director of the local government division of the  
department of finance and administration or the director's  
designee~~←STBTC STBTC→~~secretary of human services or the  
secretary's~~←STBTC .

B. Money in the fund shall be allocated for the  
purpose of making grants to counties to fund alcohol and  
substance abuse prevention and treatment programs. The money  
shall be used to provide all or a portion of the non-federal  
share of medicaid services STBTC→~~and other federal funds and  
grants~~←STBTC directed to alcohol and substance abuse prevention  
and treatment.

STBTC→~~C. Applications for a grant from the fund  
shall be on forms and in a manner prescribed by the human  
services department. Grants from the fund shall be made to  
counties based on need as determined by the department. If a  
county receives a grant pursuant to this section, the county  
shall report to the department on the efficacy, accountability  
and evidence-based outcomes of the county's alcohol and  
substance abuse prevention and treatment program.~~←STBTC

SECTION 3. EFFECTIVE DATE.--The effective date of the  
provisions of this act is July 1, 2022.