

1 SENATE BILL 76

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2026**

3 INTRODUCED BY

4 Roberto "Bobby" J. Gonzales and Joy Garratt

10 AN ACT

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

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)~~] twenty-three cents (\$.23) per  
25 gallon received in New Mexico.

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underscored material = new  
[bracketed material] = delete

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

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

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

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

B. The tax imposed by Subsection A of this section shall be [twenty-one cents (\$.21)] twenty-six cents (\$.26) per gallon of special fuel received or used in New Mexico.

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

**SECTION 3. EFFECTIVE DATE.--**The effective date of the provisions of this act is July 1, 2026.

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