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HOUSE BILL 880

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Raymond G. Sanchez

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE.

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

underscored material = new
~~[bracketed material]~~ = delete

1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999
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6 February 25, 1999
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8 Mr. Speaker:
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10 Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to
11 whom has been referred
12

13 HOUSE BILL 880
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15 has had it under consideration and reports same with
16 recommendation that it DO NOT PASS, but that

17 HOUSE GOVERNMENT AND URBAN AFFAIRS COMMITTEE
18 SUBSTITUTE FOR HOUSE BILL 880
19

20 DO PASS.
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

HGUAC/HB 880

Page 3

Respectfully submitted,

James G. Taylor, Chairman

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

Excused: Hobbs

Absent: None

J:\99Billswp\H0880

1 HOUSE GOVERNMENT AND URBAN AFFAIRS COMMITTEE SUBSTITUTE FOR
2 HOUSE BILL 880
3 **44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999**

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8 AN ACT
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10 RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
11 PERTAINING TO LOCAL ECONOMICS; EXPANDING THE DEFINITION OF A
12 QUALIFYING ENTITY; AMENDING THE LOCAL ECONOMIC DEVELOPMENT
13 ACT.

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

15 Section 1. Section 5-10-3 NMSA 1978 (being Laws 1993,
16 Chapter 297, Section 3, as amended) is amended to read:

17 "5-10-3. DEFINITIONS. -- As used in the Local Economic
18 Development Act:

19 A. "department" means the economic development
20 department;

21 B. "economic development project" or "project"
22 means the provision of direct or indirect assistance to a
23 qualifying business by a local or regional government and
24 includes the purchase, lease, grant, construction,
25 reconstruction, improvement or other acquisition or conveyance
of land, buildings or other infrastructure; public works

. 127313. 2

underscored material = new
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1 improvements essential to the location or expansion of a
2 qualifying business; payments for professional services
3 contracts necessary for local or regional governments to
4 implement a plan or project; the provision of direct loans or
5 grants for land, buildings or infrastructure; loan guarantees
6 securing the cost of land, buildings or infrastructure in an
7 amount not to exceed the revenue that may be derived from the
8 municipal infrastructure gross receipts tax or the county
9 infrastructure gross receipts tax; grants for public works
10 infrastructure improvements essential to the location or
11 expansion of a qualifying business; purchase of land for a
12 publicly held industrial park; and the construction of a
13 building for use by a qualifying business;

14 C. "governing body" means the city council or city
15 commission of a city, the board of trustees of a town or
16 village or the board of county commissioners of a county;

17 D. "local government" means a municipality or
18 county;

19 E. "municipality" means any incorporated city,
20 town or village;

21 F. "person" means an individual, corporation,
22 association, partnership or other legal entity;

23 G. "qualifying entity" means a corporation,
24 limited liability company, partnership, joint venture,
25 syndicate, association or other person that is one or a
combination of two or more of the following:

(1) an industry for the manufacturing,
processing or assembling of agricultural or manufactured
products;

(2) a commercial enterprise for storing,
warehousing, distributing or selling products of agriculture,
mining or industry, but, other than as provided in Paragraph

. 127313. 2

1 (5) or (6) of this subsection, not including any enterprise
2 for sale of goods or commodities at retail or for distribution
3 to the public of electricity, gas, water or telephone or other
4 services commonly classified as public utilities;

5 (3) a business in which all or part of the
6 activities of the business involves the supplying of services
7 to the general public or to governmental agencies or to a
8 specific industry or customer, but, other than as provided in
9 Paragraph (5) of this subsection, not including businesses
10 primarily engaged in the sale of goods or commodities at
11 retail;

12 (4) an Indian nation, tribe or pueblo or a
13 federally chartered tribal corporation; [~~or~~]

14 (5) a telecommunications sales enterprise
15 that makes the majority of its sales to persons outside
16 New Mexico; [~~and~~] or

17 (6) a facility for the direct sales by
18 growers of agricultural products, commonly known as farmers'
19 markets; and

20 H. "regional government" means any combination of
21 municipalities and counties that enter into a joint powers
22 agreement to provide for economic development projects
23 pursuant to a plan adopted by all parties to the joint powers
24 agreement. "

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FORTY- FOURTH LEGI SLATURE
FIRST SESSI ON, 1999

March 10, 1999

Mr. Presi dent:

Your CORPORATIONS & TRANSPORTATION COMMI TTEE, to
whom has been referred

HOUSE GOVERNMENT AND URBAN AFFAIRS COMMI TTEE
SUBSTITUTE FOR HOUSE BILL 880

has had it under consideration and reports same with
recommen dation that it DO PASS.

Respectfully submi tted,

Roman M. Maes, Chai rman

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HGUAC/HB 880

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Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Aragon, Rawson, Robinson

Absent: None

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