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SENATE BILL 1129

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Phil A. Griego

AN ACT

RELATING TO TAXATION; AMENDING A SECTION OF THE TAX
ADMINISTRATION ACT TO PROVIDE THE REPORTING LOCATION FOR
ARCHITECTURAL, ENGINEERING, LEGAL OR INDEPENDENT AUDIT
SERVICES GROSS RECEIPTS.

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

Section 1. Section 7-1-14 NMSA 1978 (being Laws 1969,
Chapter 145, Section 1, as amended) is amended to read:

"7-1-14. SECRETARY MAY DETERMINE WHERE CERTAIN GROSS
RECEIPTS ARE TO BE REPORTED-- PLACE OF BUSINESS FOR
CONSTRUCTION PROJECTS AND CERTAIN REAL PROPERTY SALES. --

A. By regulation, the secretary may require any
person maintaining one or more places of business to report
the person's taxable gross receipts and deductions for each
municipality or county or area within an Indian reservation or

underscored material = new
[bracketed material] = delete

1 pueblo grant in which the person maintains a place of
2 business. B. For persons engaged in the
3 construction business, the place where the construction
4 project is performed is a "place of business", and all
5 receipts from that project are to be reported from that place
6 of business.

7 C. The secretary may, by regulation, also require
8 any person maintaining a business outside the boundaries of a
9 municipality on land owned by that municipality to report the
10 person's taxable gross receipts for that municipality.

11 D. For a person engaged in the business of selling
12 real estate, the location of the real property sold is the
13 "place of business", and all receipts from that sale are to be
14 reported from that place of business.

15 E. For a person engaged in the business of
16 providing architectural, engineering, legal or independent
17 audit services, the location of the project for which the
18 services are rendered is the "place of business", and all
19 receipts from that sale are to be reported from that place of
20 business. "