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HOUSE BILL 61

50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012

INTRODUCED BY

Ray Begaye

AN ACT

RELATING TO TAXATION; PROVIDING THAT SIXTY PERCENT OF THE REVENUES FROM THE GROSS RECEIPTS TAX ON FIREWORKS BE DISTRIBUTED FOR THE FORESTRY DIVISION OF THE ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT TO CONDUCT PREVENTION PROJECTS IN WILDLANDS OF THE STATE; CREATING A FUND; MAKING AN APPROPRIATION.

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

SECTION 1. A new section of the Tax Administration Act is enacted to read:

"[NEW MATERIAL] DISTRIBUTION--GROSS RECEIPTS AND COMPENSATING TAX ACT--SALES OF FIREWORKS.--A distribution pursuant to Section 7-1-6.1 NMSA 1978 shall be made to the wildlands fire prevention fund in an amount equal to sixty percent of the net receipts attributable to the gross receipts

.188359.1

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

underscored material = new
[bracketed material] = delete

1 tax less penalties and interest imposed by the Gross Receipts
2 and Compensating Tax Act on the sale of fireworks."

3 SECTION 2. A new section of the Forest Conservation Act
4 is enacted to read:

5 "[NEW MATERIAL] WILDLANDS FIRE PREVENTION FUND--CREATED.--

6 A. The "wildlands fire prevention fund" is created
7 in the state treasury. The fund shall consist of distributions
8 from sixty percent of the net receipts less penalties and
9 interest collected pursuant to the Gross Receipts and
10 Compensating Tax Act on the sale of fireworks; appropriations,
11 gifts, grants, donations and bequests made to the fund; and
12 reimbursements of costs incurred by the forestry division of
13 the energy, minerals and natural resources department for
14 wildlands fire prevention projects. Income from the fund shall
15 be credited to the fund, and money in the fund shall not revert
16 or be transferred to any other fund at the end of a fiscal
17 year. Money in the fund is appropriated to the forestry
18 division for the purposes of wildlands fire prevention
19 projects. Expenditures from the fund shall be made on warrant
20 of the secretary of finance and administration pursuant to
21 vouchers signed by the secretary of energy, minerals and
22 natural resources.

23 B. As used in this section, "wildlands" includes
24 forests, bosques and brush-covered lands."