

1 HOUSE JOINT RESOLUTION 8

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012**

3 INTRODUCED BY

4 Miguel P. Garcia

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10 A JOINT RESOLUTION

11 PROPOSING AN AMENDMENT TO ARTICLE 8 OF THE CONSTITUTION OF NEW
12 MEXICO TO PROVIDE AN EXEMPTION FROM PROPERTY TAXATION FOR
13 PERSONS OVER SEVENTY-FIVE YEARS OF AGE WHOSE ANNUAL INCOMES ARE
14 EQUAL TO OR LESS THAN FIFTEEN THOUSAND DOLLARS (\$15,000).

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16 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. It is proposed to amend Article 8 of the
18 constitution of New Mexico by adding a new section to read:

19 "The legislature shall exempt from taxation the property,
20 including the community or joint property of a husband and
21 wife, of a person who is seventy-five years of age or older and
22 whose annual modified gross income is fifteen thousand dollars
23 (\$15,000) or less, if the person occupies the property as that
24 person's principal place of residence. The burden of proving
25 eligibility for the exemption provided in this section is on

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underscoring material = new
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1 the person claiming the exemption. Enabling legislation for
2 this exemption shall include a provision to index the modified
3 gross income of a person, including income of the person's
4 spouse and dependents, approved to receive the exemption set
5 forth in this section to account for inflation and shall have
6 an effective date of January 1 following the legislative
7 session in which it is enacted."

8 SECTION 2. The amendment proposed by this resolution
9 shall be submitted to the people for their approval or
10 rejection at the next general election or at any special
11 election prior to that date that may be called for that
12 purpose.