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HOUSE BILL 631

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

INTRODUCED BY

James G. Taylor

AN ACT

RELATING TO LIQUOR LICENSES; PROVIDING THAT CERTAIN LOW VOLUME
NONRESIDENT DISTRIBUTORS SHALL PAY LICENSE FEES ANNUALLY.

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

Section 1. Section 60-6A-16 NMSA 1978 (being Laws 1981,
Chapter 39, Section 33, as amended) is amended to read:

"60-6A-16. PRORATION OF FEES. --

A. The license fees required of retailers,
dispensers, restaurants, clubs and public service licensees
shall be prorated so that licenses issued prior to October 1
of any year shall be subject to the full amount of the annual
license fee. Licenses issued on or subsequent to October 1
and prior to January 1 shall be subject to three-fourths of
the annual license fee. Licenses issued on or subsequent to
January 1 and prior to April 1 of a year shall be subject to

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1 one-half of the annual license fee. Licenses issued on or
2 subsequent to April 1 shall be subject to one-fourth of the
3 annual license fee.

4 B. All licenses issued to manufacturers, wine
5 bottlers, [~~and~~] wholesalers and nonresident licenses of
6 licensees with a total billing to New Mexico wholesalers of
7 fifty thousand dollars (\$50,000) or less shall be paid for at
8 the yearly rate regardless of the date issued and shall expire
9 on June 30 of the fiscal year for which the licenses are
10 issued.

11 C. Nonresident licenses of licensees with a total
12 billing to New Mexico wholesalers in excess of fifty thousand
13 dollars (\$50,000) annually and carrier registrations shall be
14 prorated so that licenses issued before the end of the first
15 year of the three-year license period are subject to the full
16 amount of the license fee. Licenses issued on or after the
17 end of the first year and before the end of the second year
18 are subject to two-thirds of the license fee. Licenses issued
19 on or after the end of the second year are subject to one-
20 third of the license fee. "

21 Section 2. Section 60-6B-5 NMSA 1978 (being Laws 1981,
22 Chapter 39, Section 41, as amended) is amended to read:

23 "60-6B-5. EXPIRATION AND RENEWAL OF LICENSES. -- All
24 licenses provided for in the Liquor Control Act, except
25 nonresident licenses of licensees with a total billing to New

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1 Mexico wholesalers in excess of fifty thousand dollars
2 (\$50,000) annually and common carrier registrations, shall
3 expire on June 30 of each year and may be renewed from year to
4 year under the rules of the department. Current nonresident
5 licenses of licensees with a total billing to New Mexico
6 wholesalers in excess of fifty thousand dollars (\$50,000)
7 annually and common carrier registrations [~~shall expire on~~
8 ~~June 30, 1998 and~~] may be renewed for three-year periods
9 [~~thereafter~~]. The director shall determine whether any of the
10 licensees under his jurisdiction are delinquent in any taxes
11 administered by the taxation and revenue department as of June
12 1 of each renewal period. The director shall also determine
13 whether [~~or not~~] there exists any other reason why a license
14 should not be renewed. If the director determines that the
15 license should not be renewed, he shall enter an order
16 requiring the licensee, after notice, to show cause why his
17 license should be renewed, and he shall conduct a hearing on
18 the matter. If, after the hearing, the director finds that
19 the licensee is qualified, he shall renew the license. "

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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6 March 2, 1999

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8 Mr. Speaker:

9
10 Your BUSINESS AND INDUSTRY COMMITTEE, to whom has
11 been referred

12
13 HOUSE BILL 631

14
15 has had it under consideration and reports same with
16 recommendation that it DO PASS, and thence referred to the
17 APPROPRIATIONS AND FINANCE COMMITTEE.

18 Respectfully submitted,

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22 _____
23 Debbie A. Rodella, Vice
24 Chairwoman
25

FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

3 HBIC/HB 631

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4 Adopted _____ Not Adopted _____

6 (Chief Clerk)

(Chief Clerk)

8 Date _____

10 The roll call vote was 8 For 0 Against

11 Yes: 8

12 Excused: Irwin, Kissner, Mohorovic, Luna

13 Absent: None

15 J: \99BillSWP\H0631

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1 FORTY- FOURTH LEGISLATURE
2 FIRST SESSION, 1999

3
4 March 4, 1999

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7 Mr. Speaker:

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9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
10 whom has been referred

11 HOUSE BILL 631

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS.

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16 Respectfully submitted,

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20 _____
21 Max Coll, Chairman
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

Page 7

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 16 For 0 Against

Yes: 16

Excused: Pi craux

Absent: None

J: \99BillSWP\H0631

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

March 12, 1999

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been referred

HOUSE BILL 631

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

Respectfully submitted,

Shannon Robinson, Chairman

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Boitano, Garcia, Howes, Ingle

Absent: None

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