

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**CITY OF SANTA FE, NEW MEXICO**

**BILL NO. 2016-12**

**INTRODUCED BY:**

Councilor Carmichael A. Dominguez

**AN ORDINANCE**

**ADOPTING A MUNICIPAL HOLD HARMLESS GROSS RECEIPTS TAX.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:**

**Section 1. A new Article 18-19 SFCC 1987 is ordained to read:**

**18-19 [NEW MATERIAL] MUNICIPAL HOLD HARMLESS GROSS RECEIPTS TAX**

**18-19.1 [NEW MATERIAL] Imposition of Tax.** There is imposed on any person engaging in business in this municipality for the privilege of engaging in business in this municipality an excise tax equal to [one-eighth of one percent (.125%) or one-fourth of one percent (.25%) or three eighths of one percent (.375%)] of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended. The tax imposed under this ordinance is pursuant to the Municipal Local Option Gross Receipts Taxes Act as it now exists or as it may be amended and shall be known as the “municipal hold harmless gross receipts tax.”

**18-19.2 [NEW MATERIAL] General Provisions.** This ordinance hereby adopts by

1 reference all definitions, exemptions and deductions contained in the Gross Receipts and  
2 Compensating Tax Act as it now exists or as it may be amended

3 **18-19.3 [NEW MATERIAL] Specific Exemptions.** No municipal hold harmless gross  
4 receipts tax shall be imposed on the gross receipts arising from:

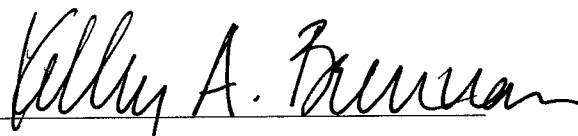
- 5 A. transporting persons or property for hire by railroad, motor vehicle, air  
6 transportation or any other means from one point within the municipality to  
7 another point outside the municipality;
- 8 B. a business located outside the boundaries of a municipality on land owned by that  
9 municipality for which a state gross receipts tax distribution is made pursuant to  
10 Subsection C of Section 7-1-6.4 NMSA 1978; or
- 11 C. direct broadcast satellite services.

12 **18-19.4 [NEW MATERIAL] Dedication.** Revenue from the municipal hold harmless  
13 gross receipts tax will be used for the purpose(s) listed below:

- 14 A. \_\_\_\_\_
- 15 B. \_\_\_\_\_

16 **18-19.5 [NEW MATERIAL] Effective Date.** The effective date of the municipal hold  
17 harmless gross receipts tax shall be either January 1, or July 1, whichever date occurs first after  
18 expiration of three months from the date this ordinance is adopted.

19 APPROVED AS TO FORM:

20   
21 \_\_\_\_\_  
22 KELLEY A. BRENNAN, CITY ATTORNEY

23  
24  
25