

ORDINANCE NUMBER 66
ADOPTING A COUNTY CAPITAL OUTLAY
GROSS RECEIPTS TAX

BE IT ORDAINED BY THE GOVERNING BODY OF
LUNA COUNTY, NEW MEXICO

Section 1. Imposition of Tax. There is imposed on any person engaging in business in the county for the privilege of engaging in business in the county an excise tax equal to one-fourth of one percent (.25%) 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 County Local Option Gross Receipts Taxes Act as it now exists or as it may be amended and shall be known as the "county capital outlay gross receipts tax."

Section 2. General Provisions. This ordinance hereby adopts by reference all definitions, exemptions and deductions contained in the Gross Receipts and Compensating Tax Act as it now exists or as it may be amended.

Section 3. Specific Exemptions. No capital outlay gross receipts tax shall be imposed on the gross receipts arising from:

- A. transporting persons or property for hire by railroad, motor vehicle, air transportation or any other means from one point within the county to another point outside the county; or
- B. direct broadcast satellite services.

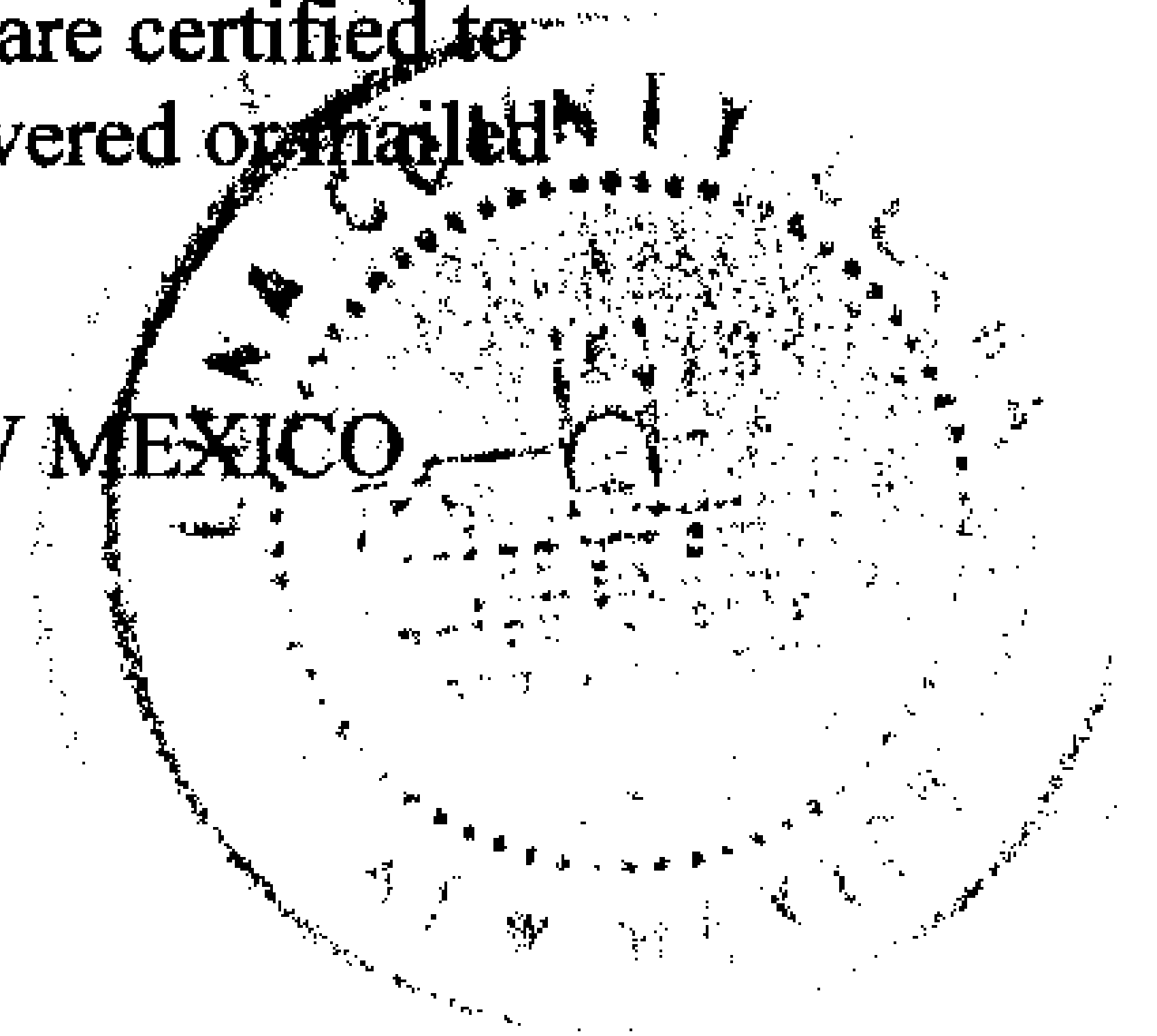
Section 4. Dedication. Revenue from the county capital outlay gross receipts tax will be used for the purpose(s) listed below:

- A. design, acquisition (including land) and construction of a recreational facility to include a movie theater and bowling complex.


Section 5. Effective Date. The effective date of the county capital outlay gross receipts tax shall be either January 1 or July 1, whichever date occurs first after the expiration of three months from the date when the results of the election are certified to be in favor of the ordinance's adoption and the adopted ordinance is delivered or mailed to the Taxation and Revenue Department.

ADOPTED BY THE GOVERNING BODY OF LUNA COUNTY, NEW MEXICO
THIS 1st DAY OF February, 2007.

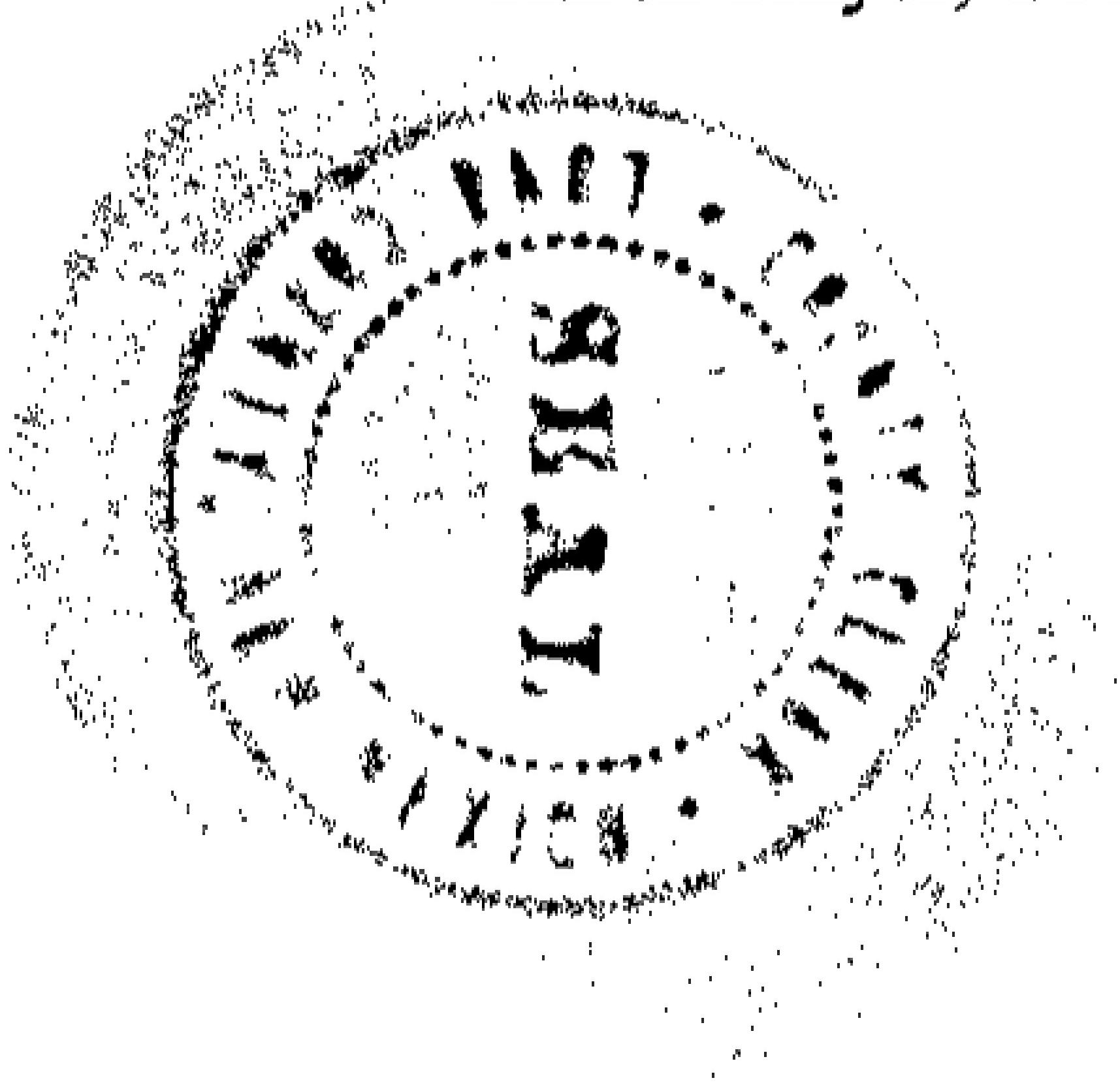
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LUNA COUNTY
BOARD OF COUNTY COMMISSIONERS


Rick Holdridge, Chairman

ATTEST:


Karen Smyer, County Clerk

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