

*Orig.*

**ORDINANCE NO. 93-2 BOOK \_\_\_\_\_ PAGE \_\_\_\_\_**

**AN ORDINANCE RELATING TO THE DEDICATION OF AND TRANSFER OF MONIES TO THE COUNTY-SUPPORTED MEDICAID FUND IN AN AMOUNT EQUAL TO A GROSS RECEIPTS TAX RATE OF ONE-SIXTEENTH OF ONE PERCENT APPLIED TO THE TAXABLE GROSS RECEIPTS REPORTED DURING THE PRIOR FISCAL YEAR BY PERSONS ENGAGING IN BUSINESS IN THE COUNTY.**

**BE IT ORDAINED** by the governing body, that is the Commission of the County of Roosevelt, State of New Mexico:

**SECTION 1.**

**RECITALS:**

The Roosevelt County Commission on March 15, 1993 in a regular commission meeting and by majority vote decided not to enact an ordinance imposing a county health care gross receipts tax pursuant to Section 7-20D-3, N.M.S.A., 1978, for the purpose of satisfying the County's obligation to contribute to the County-Supported Medicaid Fund as outlined under the "Statewide Health Care Act", Sections 27-10-1 to 27-10-4, N.M.S.A., 1978. The Commission, instead, determined that the County would meet the aforementioned obligation by dedicating to the County-Supported Medicaid Fund an amount equal to a gross receipts tax rate of one-sixteenth of one percent as applied to the taxable gross receipts reported during the prior fiscal year by persons engaging in business in the County.

**SECTION 2.**

**ADOPTION OF ORDINANCE PROVISIONS RELATING TO THE DEDICATION OF COUNTY MONIES TO THE COUNTY-SUPPORTED MEDICAID FUND AND TRANSFER OF THE SAME TO THE STATE:**

The ordinance governing the dedication of County monies to the County-Supported Medicaid Fund and transfer of the same to the State is adopted as follows:

**A. Dedication:**

Roosevelt County, New Mexico hereby dedicates to the County-Supported Medicaid Fund an amount equal to a gross receipts tax rate of one-sixteenth of one percent applied to the taxable gross receipts reported during the prior fiscal year by persons engaging in business in the County.

B. Certification and Transfer:

The Taxation and Revenue Department shall certify to the County by September 15, 1993 and by September 15 of each subsequent fiscal year the amount of gross receipts reported for the County for purposes of the gross receipts tax during the prior fiscal year. Upon certification by the Department, Roosevelt County shall transfer to the County-Supported Medicaid Fund by the last day of March, June, September and December of each year an amount equal to a rate of one-sixty-fourth of one percent applied to the certified amount.

C. Severability:

If any section, subsection, clause, word, or phrase of this Ordinance is for any reason held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this Ordinance. The County Commission of the County of Roosevelt hereby declares that it would have passed this Ordinance and each section, sentence, clause, word, and phrase thereof, irrespective of any one or more sections, subsections, sentence, clause, word, or phrases being declared unconstitutional or otherwise invalid.

Adopted by the governing body of the County of Roosevelt this 28<sup>th</sup> day of May, 1993.

THE COUNTY OF ROOSEVELT, NEW MEXICO

By: Blonnie Rea  
Blonnie Rea,  
Roosevelt County Commission Chairman

ATTEST:

Maudene Haragan  
Maudene Haragan  
Roosevelt County Clerk



ROOSEVELT CO. NM

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MAUDENE HARAGAN-CLERK

BY Nina Gilherry

# TITLE AND GENERAL SUMMARY

COPY

ORDINANCE NO. 93-2

## TITLE:

AN ORDINANCE RELATING TO THE DEDICATION OF AND TRANSFER OF MONIES TO THE COUNTY-SUPPORTED MEDICAID FUND IN AN AMOUNT EQUAL TO A GROSS RECEIPTS TAX RATE OF ONE-SIXTEENTH OF ONE PERCENT APPLIED TO THE TAXABLE GROSS RECEIPTS REPORTED DURING THE PRIOR FISCAL YEAR BY PERSONS ENGAGING IN BUSINESS IN THE COUNTY.

## GENERAL SUMMARY:

SECTION 1.

### RECITALS

SECTION 2.

ADOPTION OF ORDINANCE PROVISIONS RELATING TO THE DEDICATION OF COUNTY MONIES TO THE COUNTY-SUPPORTED MEDICAID FUND AND TRANSFER OF THE SAME TO THE STATE

- A. Dedication
- B. Certification and Transfer
- C. Severability

Copies of the proposed ordinance are available at the Roosevelt County Clerk's Office during regular business hours. The proposed ordinance shall be considered for adoption in the regular County Commission Meeting, May 28, 1993 at 9:30am in the County Commission Room located in the Roosevelt County Courthouse.