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AN ACT

RELATING TO TAXATION; REDESIGNATING TAX CONTRIBUTIONS FOR THE OPERATION, MAINTENANCE AND IMPROVEMENT OF THE VIETNAM VETERANS MEMORIAL NEAR ANGEL FIRE; PROVIDING FOR A DISTRIBUTION.

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

SECTION 1. Section 7-1-6.59 NMSA 1978 (being Laws 2009, Chapter 175, Section 1) is amended to read:

"7-1-6.59. DISTRIBUTION--VIETNAM VETERANS MEMORIAL OPERATION, MAINTENANCE AND IMPROVEMENT.--A distribution pursuant to Section 7-1-6.1 NMSA 1978 shall be made to the veterans' services department in an amount equal to the money designated pursuant to the Income Tax Act as contributions to the veterans' services department for the operation, maintenance and improvement of the Vietnam veterans memorial near Angel Fire, New Mexico."

SECTION 2. Section 7-2-30.4 NMSA 1978 (being Laws 2009, Chapter 175, Section 2) is amended to read:

"7-2-30.4. OPTIONAL DESIGNATION OF TAX REFUND CONTRIBUTION--VIETNAM VETERANS MEMORIAL.--

A. Except as otherwise provided in Subsection C of this section, any individual whose state income tax liability after application of allowable credits and tax rebates in any year is lower than the amount of money held by the taxation

1 and revenue department to the credit of such individual for
2 that tax year may designate any portion of the income tax
3 refund due to the individual to be paid to the veterans'
4 services department for the operation, maintenance and
5 improvement of the Vietnam veterans memorial near Angel Fire,
6 New Mexico. In the case of a joint return, both individuals
7 must make such a designation.

8 B. The department shall revise the state income
9 tax form to allow the designation of such contributions in
10 the following form:

11 "Vietnam Veterans Memorial - Check if you wish
12 to contribute a part or all of your tax refund to
13 the veterans' services department for the
14 operation, maintenance and improvement of the
15 Vietnam Veterans Memorial near Angel Fire, New
16 Mexico. Enter here \$_____ the amount of your
17 contribution.".

18 C. The provisions of this section do not apply to
19 income tax refunds subject to interception under the
20 provisions of the Tax Refund Intercept Program Act, and any
21 designation made under the provisions of this section to such
22 refunds is void."
