



# Colfax County Board of Commissioners

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## COMMISSIONERS

### JIM MALDONADO

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(575) 445-2606

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### LONDON NEWTON

*Member*

P.O. Box 156  
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## DEPARTMENT

### PATRICIA M. GONZALES

*County Manager*

(575) 445-9661

### FREDA L. BACA

*County Clerk*

(575) 445-5551

## COLFAX COUNTY ORDINANCE NO: 2014-02

### AN ORDINANCE PROVIDING FOR DEDICATION TO THE SAFETY NET CARE POOL FUND; ESTABLISHING SEVERABILITY AND AN EFFECTIVE DATE.

**WHEREAS**, the State of New Mexico has mandated that a County shall, by Ordinance to be effective July 1, 2014, dedicate to the Safety Net Care Pool fund an amount equal to a Gross Receipts Tax rate of one-twelfth (1/12) percent applied to the taxable gross receipts reported during the prior fiscal year by persons engaging in business in the County; and

**WHEREAS**, the State of New Mexico has further mandated that the county transfer to the Safety Net Care Pool fund by the last day of March, June, September, and December of each year an amount equal to one-fourth (1/4) of the County's payment to the Safety Net Care Pool fund; and

**WHEREAS**, the Board of County Commissioners of Colfax County, New Mexico desires to adopt an Ordinance in compliance with New Mexico Senate Bill 268; and

**WHEREAS** the Colfax County Commission adopted Ordinance 1986-3 on December 3, 1986 imposing the second one-eighth Gross Receipts Tax dedicated to support indigent patients who are residents of Colfax County; and

**WHEREAS**, New Mexico Senate Bill 268 provides a mechanism whereby a percentage of the one-twelfth (1/12) percent can be utilized for the continued provision of healthcare; and

**WHEREAS**, the Board of County Commissioners of Colfax County, New Mexico finds that this Ordinance is necessary to provide for the safety, preserve the health and welfare of the County of Colfax or its inhabitants.

**NOW, THEREFORE, BY VIRTUE OF THE POWER  
VESTED IN US AS DULY ELECTED MEMBERS OF THE**

**BOARD OF COUNTY COMMISSIONERS, BE IT ORDAINED THE DEDICATED AMOUNT EQUAL TO A GROSS RECEIPTS TAX RATE OF ONE TWELFTH (1/12) PERCENT AS FOLLOWS:**

**SECTION I  
SHORT TITLE**

This Ordinance shall be known as the "Safety Net Care Pool Fund Ordinance," and shall be referred to herein as "this Ordinance."

**SECTION II  
AUTHORITY**

**2.1** This Ordinance is enacted pursuant to the statutory mandate that a County shall, by Ordinance to be effective July 1, 2014, dedicate to the Safety Net Care Pool fund an amount equal to a Gross Receipts Tax rate of one-twelfth (1/12) percent applied to the taxable gross receipts reported during the prior fiscal year by persons engaging in business in the County.

**SECTION III**

**3.1 DEDICATION TO SAFETY NET CARE POOL FUND**

Effective July 1, 2014, the Board of County Commissioners hereby dedicates to the Safety Net Care Pool fund, from the revenue produced by the second one-eight increment of county Gross Receipts Tax, an amount equal to a Gross Receipts Tax rate of one-twelfth (1/12) percent applied to the taxable gross receipts reported during the prior fiscal year by persons engaging in business in the county.

**3.2 TRANSFERS TO SAFETY NET CARE POOL FUND**

Effective July 1, 2014, the Board of County Commissioners hereby directs the transfer to the Safety Net Care Pool fund by the last day of March, June, September and December of each year an amount equal to one-fourth (1/4) of the county's payment to the Safety Net Care Pool fund.

**SECTION IV  
SEVERABILITY**

4.1 If any article, section, subsection, paragraph, sentence, clause, phrase, provision or portion of any article, section subsection, paragraph, sentence, clause, phrase or provision in this Ordinance is, for any reason, held to be unconstitutional, invalid or void, the remaining portion shall not be affected since it is the express intention of the County of Colfax Board of Commissioners to pass such article, section, subsection, paragraph, sentence, clause, phrase or provision and every part thereof separately and independently from every other part.

**SECTION V  
EFFECTIVE DATE**


5.1 This Ordinance shall be recorded and authenticated by the Colfax County Clerk following adoption by the County of Colfax Board of Commissioners. The effective date of this Ordinance shall be July 1, 2014.

**PASSED, APPROVED and ADOPTED this 10<sup>th</sup> day of June 2014.**

**COLFAX COUNTY BOARD OF COMMISSIONERS**

  
Jim Maldonado, Chairman

  
William Sauble, Vice Chairman

  
James L. Newton, Member



Attest:

  
Freda L. Baca, Clerk of the Board