

1-1 By: Hill (Senate Sponsor - Carona) H.B. No. 1088  
1-2 (In the Senate - Received from the House April 10, 2003;  
1-3 April 14, 2003, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 16, 2003, reported favorably by  
1-5 the following vote: Yeas 4, Nays 0; May 16, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to sales tax information provided by the comptroller to  
1-9 certain municipalities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 321.3022, Tax Code, is amended by  
1-12 amending Subsection (a) and adding Subsection (i) to read as  
1-13 follows:

1-14 (a) The comptroller on request shall provide to a  
1-15 municipality that has adopted a tax under this chapter and that has  
1-16 a population of not more than 275,000 information relating to the  
1-17 amount of tax paid to the municipality under this chapter during the  
1-18 preceding or current calendar year by each person doing business in  
1-19 the municipality who annually remits to the comptroller state and  
1-20 local sales tax payments of more than \$25,000 [~~\$100,000~~].

1-21 (i) Notwithstanding Chapter 551, Government Code, the  
1-22 governing body of a municipality is not required to confer with one  
1-23 or more employees or a third party in an open meeting to receive  
1-24 information or question the employees or third party regarding the  
1-25 information received by the municipality under this section.

1-26 SECTION 2. Section 321.3022(f), Tax Code, is amended to  
1-27 read as follows:

1-28 (f) Information received by a municipality under this  
1-29 section is confidential, is not open to public inspection, and may  
1-30 be used only for the purpose of economic forecasting, for internal  
1-31 auditing of a tax paid to the municipality under this chapter, or  
1-32 for the purpose described in Subsection (g).

1-33 SECTION 3. This Act takes effect immediately if it receives  
1-34 a vote of two-thirds of all the members elected to each house, as  
1-35 provided by Section 39, Article III, Texas Constitution. If this  
1-36 Act does not receive the vote necessary for immediate effect, this  
1-37 Act takes effect September 1, 2003.

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