

Suspending limitations on conference committee
jurisdiction, H.B. No. 2424 (McCall)

By: McCall

H.R. No. 1860

R E S O L U T I O N

1 BE IT RESOLVED, by the House of Representatives of the State
2 of Texas, 78th Legislature, Regular Session, 2003, That House Rule
3 13, Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on House Bill 2424, relating to technical
6 changes to taxes and fees administered by the comptroller and
7 providing penalties, to consider and take action on the following
8 matter:

9 (1) House Rule 13, Section 9(a)(2), is suspended to permit
10 the committee to omit text that amends Sections 153.013(a),
11 153.117, 153.120, 153.205 as amended by Chapters 1263 and 1444,
12 Acts of the 77th Legislature, Regular Session, 2001, 153.208(d),
13 153.219(c), 153.222(a), 153.223, and 153.403, Tax Code, to impose
14 certain administrative requirements on certain users and suppliers
15 of motor fuels.

16 Explanation: This omission is necessary to conform to the
17 repeal of Chapter 153, Tax Code, and the adoption of new Chapter
18 162, Tax Code, by H.B. No. 2458, Acts of the 78th Legislature,
19 Regular Session, 2003.

20 (2) House Rule 13, Section 9(a)(4), is suspended to permit
21 the committee to add Section 105 to the bill to read as follows:

22 SECTION 105. Contingent on H.B. No. 2458, Acts of the 78th
23 Legislature, Regular Session, 2003, being enacted and becoming law,
24 and effective January 1, 2004, Sections 162.405(a) and (d), Tax
25 Code, are amended to read as follows:

1 (a) An offense under Section 162.403(1), (2), (3), (4), (5),
2 (6), [~~(7)~~], or (8) is a Class C misdemeanor.

3 (d) An offense under Section 162.403(7), (22), (23), (24),
4 (25), (26), (27), (28), or (29) is a felony of the third degree.

5 Explanation: This addition is necessary to ensure that an
6 offense under Section 162.403(7), Tax Code, as added by H.B. No.
7 2458, Acts of the 78th Legislature, Regular Session, 2003, is
8 classified in accordance with the severity of the offense.

9 (3) House Rule 13, Section 9(a)(4), is suspended to permit
10 the committee to add Section 107 to the bill to read as follows:

11 SECTION 107. (a) Section 141.008(a-1), Local Government
12 Code, as added by H.B. No. 2425, Acts of the 78th Legislature,
13 Regular Session, 2003, is repealed.

14 (b) If H.B. No. 2425, Acts of the 78th Legislature, Regular
15 Session, 2003, does not become law, this section has no effect.

16 Explanation: This addition is necessary to eliminate a
17 requirement that municipalities make certain payroll deductions
18 for municipal employees.