

By: Rose

H.B. No. 54

A BILL TO BE ENTITLED

AN ACT

relating to exempting books purchased by university and college students from the sales tax for a limited period.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter H, Chapter 151, Tax Code, is amended by adding Section 151.3211 to read as follows:

Sec. 151.3211. BOOKS PURCHASED BY UNIVERSITY AND COLLEGE STUDENTS FOR LIMITED PERIOD. (a) The sale of a book is exempted from the taxes imposed by this chapter if:

(1) the book is bought by a full-time or part-time student enrolled at an institution of higher education as defined by Section 61.003, Education Code, or a private or independent college or university that is located in this state and that is accredited by a recognized accrediting agency under Section 61.003, Education Code; and

(2) the sale takes place during a period:

(A) beginning at 12:01 a.m. on the second Friday in August and ending at 12 midnight on the second following Sunday; or

(B) beginning at 12:01 a.m. on the second Friday in January and ending at 12 midnight on the second following Sunday.

(b) A person may establish that the person is a full-time or part-time student by presenting a valid student identification card.

1 SECTION 2. The change in law made by this Act does not
2 affect taxes imposed before the effective date of this Act, and the
3 law in effect before the effective date of this Act is continued in
4 effect for purposes of the liability for and collection of those
5 taxes.

6 SECTION 3. This Act takes effect October 1, 2005, if it
7 receives a vote of two-thirds of all the members elected to each
8 house, as provided by Section 39, Article III, Texas Constitution.
9 If this Act does not receive the vote necessary for effect on that
10 date, this Act takes effect January 1, 2006.