

By: Paxton, Laubenberg, McCall, Madden

H.B. No. 3173

Substitute the following for H.B. No. 3173:

By: Puente

C.S.H.B. No. 3173

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the use of revenue from the municipal hotel occupancy  
3 tax.

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

5 SECTION 1. Section 351.101(a), Tax Code, is amended to read  
6 as follows:

7 (a) Revenue from the municipal hotel occupancy tax may be  
8 used only to promote tourism and the convention and hotel industry,  
9 and that use is limited to the following:

10 (1) the acquisition of sites for and the construction,  
11 improvement, enlarging, equipping, repairing, operation, and  
12 maintenance of convention center facilities or visitor information  
13 centers, or both;

14 (2) the furnishing of facilities, personnel, and  
15 materials for the registration of convention delegates or  
16 registrants;

17 (3) advertising and conducting solicitations and  
18 promotional programs to attract tourists and convention delegates  
19 or registrants to the municipality or its vicinity;

20 (4) the encouragement, promotion, improvement, and  
21 application of the arts, including instrumental and vocal music,  
22 dance, drama, folk art, creative writing, architecture, design and  
23 allied fields, painting, sculpture, photography, graphic and craft  
24 arts, motion pictures, radio, television, tape and sound recording,

1 and other arts related to the presentation, performance, execution,  
2 and exhibition of these major art forms;

3 (5) historical restoration and preservation projects  
4 or activities or advertising and conducting solicitations and  
5 promotional programs to encourage tourists and convention  
6 delegates to visit preserved historic sites or museums:

7 (A) at or in the immediate vicinity of convention  
8 center facilities or visitor information centers; or

9 (B) located elsewhere in the municipality or its  
10 vicinity that would be frequented by tourists and convention  
11 delegates; and

12 (6) for a municipality located in a county with a  
13 population of one million [~~290,000~~] or less, expenses, including  
14 promotion expenses, directly related to a sporting event in which  
15 the majority of participants are tourists who substantially  
16 increase economic activity at hotels and motels within the  
17 municipality or its vicinity.

18 SECTION 2. This Act takes effect immediately if it receives  
19 a vote of two-thirds of all the members elected to each house, as  
20 provided by Section 39, Article III, Texas Constitution. If this  
21 Act does not receive the vote necessary for immediate effect, this  
22 Act takes effect September 1, 2005.