

Suspending limitations on conference committee  
jurisdiction, H.B. No. 2233 (J. Keffer/Duncan)

By: Keffer of Eastland

H.R. No. 2259

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of  
2 Texas, 79th Legislature, Regular Session, 2005, That House Rule 13,  
3 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 2233 (state and certain local  
6 fiscal matters; providing a penalty) to consider and take action on  
7 the following matter:

8 House Rule 13, Sections 9(a)(3) and (4), are suspended to  
9 permit the conference committee to add the following:

10 SECTION 125.5. Section 162.227, Tax Code, is amended by  
11 adding Subsection (c-1) to read as follows:

12 (c-1) A license holder may take a credit on a return for the  
13 period in which the purchase occurred, and a person who does not  
14 hold a license may file a refund claim with the comptroller, if the  
15 license holder or person paid tax on diesel fuel and the diesel fuel  
16 is used in this state:

17 (1) as a feedstock or other component in the further  
18 manufacturing of tangible personal property for resale not as a  
19 motor fuel; or

20 (2) in the original production of oil or gas or to  
21 increase the production of oil or gas.

22 Explanation: This change is necessary to add provisions to  
23 the bill related to eligibility for credits for diesel fuel taxes  
24 paid.