

## **BILL ANALYSIS**

S.B. 2559  
By: Uresti  
Ways & Means  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, Brewster County is included among the counties with a seven percent hotel tax cap, but is not included in legislation which exempts municipalities which impose a city-authorized hotel tax.

As proposed, S.B. 2559 amends current law relating to the imposition and rate of the county hotel occupancy tax in certain counties.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **ANALYSIS**

SECTION 1. Amends Section 352.002, Tax Code, by adding Subsection (m), to provide that a tax imposed by a county that borders the United Mexican States and in which there is located a national park of more than 400,000 acres does not apply to a hotel located in a municipality that imposes a tax under Chapter 351 (Municipal Hotel Occupancy Taxes) applicable to the hotel.

SECTION 2. Amends Section 352.003(d), Tax Code, to prohibit the tax rate in a county that borders the United Mexican States and in which there is located a national park of more than 400,000 acres, rather than a county authorized to impose the tax under Section 352.002(a)(12) (relating to a county that has a population of 35,000 or more and borders or contains a portion of Lake Fork Reservoir), from exceeding seven percent, rather than three percent, of the price paid for a room in a hotel.

SECTION 3. Effective date: upon passage or September 1, 2009.

### **EFFECTIVE DATE**

Effective date: upon passage or September 1, 2009.