

By: Nelson

S.B. No. 889

A BILL TO BE ENTITLED

AN ACT

relating to a deduction under the franchise tax for physicians who administer vaccines.

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

SECTION 1. Section 171.1011(p), Tax Code, is amended by adding Subdivision (8) to read as follows:

(8) "Vaccine" means a preparation of dead, or live attenuated, viruses or bacteria used to prevent an infectious disease by inducing active immunity.

SECTION 2. Section 171.1011, Tax Code, is amended by adding Subsection (u) to read as follows:

(u) A taxable entity may exclude from total revenue:

(1) the actual cost paid by the taxable entity for a vaccine dispensed by a physician licensed under Subtitle B, Title 3, Occupations Code, or dispensed by a person directed by the physician; and

(2) to the extent included under Subsection (c)(1)(A), (c)(2)(A), or (c)(3), any fee received by the taxable entity for the vaccine dispensed under Subdivision (1).

SECTION 3. This Act applies only to a report originally due on or after the effective date of this Act.

SECTION 4. This Act takes effect January 1, 2010.