

By: Ogden

S.B. No. 1199

A BILL TO BE ENTITLED

AN ACT

relating to refunds of and credits for certain sales and use taxes paid by certain exempt organizations.

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

SECTION 1. Section 151.310, Tax Code, is amended by adding Subsection (f) to read as follows:

(f) For purposes of obtaining a refund of or claiming a credit for taxes paid under this chapter on the basis of an exemption under this section, an organization is not considered exempted from the taxes imposed by this chapter before the earlier of:

(1) the date the organization applied for the exemption with the comptroller; or

(2) the date of assessment of the organization's tax liability by the comptroller as a result of an audit, as applicable.

SECTION 2. The change in law made by this Act applies only to a refund of or credit for taxes that are paid on or after the effective date of this Act. A refund of or credit for taxes that are paid before the effective date of this Act is governed by the law in effect on the date the taxes were paid, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2009.