

1-1 By: Wentworth S.B. No. 1959  
1-2 (In the Senate - Filed March 12, 2009; March 24, 2009, read  
1-3 first time and referred to Committee on Economic Development;  
1-4 April 7, 2009, reported favorably by the following vote: Yeas 5,  
1-5 Nays 0; April 7, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the allocation of revenue from the state hotel tax for  
1-9 certain purposes in certain municipalities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter F, Chapter 156, Tax Code, is amended  
1-12 by adding Section 156.2513 to read as follows:

1-13 Sec. 156.2513. ALLOCATION OF REVENUE: CERTAIN  
1-14 MUNICIPALITIES. (a) This section applies only to a municipality  
1-15 that:

1-16 (1) has a population of less than 75,000;

1-17 (2) is located in a county in which a park and  
1-18 recreation district has been created under Chapter 324, Local  
1-19 Government Code; and

1-20 (3) in the fiscal year of the municipality preceding  
1-21 the calendar year in which the municipality is to receive money  
1-22 under this section, was visited by more than 175,000 people who  
1-23 participated in recreational activities on state-owned rivers  
1-24 located within the boundaries of the municipality.

1-25 (b) Not later than the last day of the month following a  
1-26 calendar quarter, the comptroller shall:

1-27 (1) compute an amount equal to two percent of the  
1-28 amount of revenue derived from the collection of taxes imposed  
1-29 under this chapter received from hotels located in a municipality  
1-30 to which this section applies; and

1-31 (2) issue to the municipality a warrant drawn on the  
1-32 general revenue fund for an amount that is the lesser of:

1-33 (A) the amount computed under Subdivision (1); or

1-34 (B) the amount the municipality actually spent on  
1-35 removing trash and litter in the state-owned rivers and their river  
1-36 beds located within the boundaries of the municipality during the  
1-37 calendar quarter.

1-38 (c) A municipality that receives money under this section  
1-39 may use the money only to remove trash and litter in the state-owned  
1-40 rivers and their river beds located within the boundaries of the  
1-41 municipality.

1-42 (d) It is the responsibility of a municipality to furnish  
1-43 the comptroller with documentation sufficient to establish:

1-44 (1) the number of tourist visitations required by  
1-45 Subsection (a)(3); and

1-46 (2) the amount of money spent as described by  
1-47 Subsection (b)(2)(B).

1-48 SECTION 2. This Act takes effect immediately if it receives  
1-49 a vote of two-thirds of all the members elected to each house, as  
1-50 provided by Section 39, Article III, Texas Constitution. If this  
1-51 Act does not receive the vote necessary for immediate effect, this  
1-52 Act takes effect October 1, 2009.

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