

SENATE AMENDMENTS

2nd Printing

By: Guillen

H.B. No. 422

A BILL TO BE ENTITLED

AN ACT

relating to information provided to a person applying for a state tax permit or license.

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

SECTION 1. Subchapter A, Chapter 111, Tax Code, is amended by adding Section 111.00457 to read as follows:

Sec. 111.00457. INFORMATION RELATING TO OTHER PERMIT OR LICENSE REQUIREMENTS. (a) The comptroller shall include the following statement on each application for a permit or license issued by the comptroller:

WARNING. You may be required to obtain an additional permit or license from the State of Texas or from a local governmental entity to conduct business. A listing of links relating to acquiring licenses, permits, and registrations from the State of Texas is available online at <http://www.TexasOnline.com/portal/tol/en/9/1>. You may also want to contact the municipality and county in which you will conduct business to determine any local governmental requirements.

(b) The statement required by Subsection (a) must be placed in a prominent separate section on the last page of the application, on the last line above the applicant signature line, and in bold typeface that is at least as large as any other typeface appearing

1 on the page.

2 (c) The comptroller shall revise the statement required by
3 Subsection (a) as necessary to reflect any change in the Internet
4 address that provides the listing of links.

5 SECTION 2. Not later than the 60th day after the effective
6 date of this Act, the comptroller of public accounts shall modify
7 each application for a permit or license issued by the comptroller
8 as necessary to comply with Section 111.00457, Tax Code, as added by
9 this Act.

10 SECTION 3. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2009.

ADOPTED

MAY 21 2009

Atay Spaw
Secretary of the Senate

By: *Jddie Lucio*

H.B. No. 422

Substitute the following for H.B. No. 422:

By: *Neil Seliger*

C.S. H.B. No. 422

A BILL TO BE ENTITLED

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3 tax permit or license.

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

5 SECTION 1. Subchapter A, Chapter 111, Tax Code, is amended
6 by adding Section 111.00457 to read as follows:

7 Sec. 111.00457. INFORMATION RELATING TO OTHER PERMIT OR
8 LICENSE REQUIREMENTS. (a) The comptroller shall include the
9 following statement on each application for a permit or license
10 issued by the comptroller:

11 WARNING. You may be required to obtain an additional permit
12 or license from the State of Texas or from a local governmental
13 entity to conduct business. A listing of links relating to
14 acquiring licenses, permits, and registrations from the State of
15 Texas is available online at
16 <http://www.TexasOnline.com/portal/tol/en/9/1>. You may also want
17 to contact the municipality and county in which you will conduct
18 business to determine any local governmental requirements.

19 (b) The statement required by Subsection (a) must be placed
20 in the applicant signature box or, if the application does not have
21 an applicant signature box, on the last line above the applicant
22 signature line, and in bold typeface that is at least as large as
23 any other typeface appearing in the general instructions relating
24 to the application.

1 (c) The comptroller shall revise the statement required by
2 Subsection (a) as necessary to reflect any change in the Internet
3 address that provides the listing of links.

4 SECTION 2. Not later than the 60th day after the effective
5 date of this Act, the comptroller of public accounts shall modify
6 each application for a permit or license issued by the comptroller
7 as necessary to comply with Section 111.00457, Tax Code, as added by
8 this Act.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2009.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 21, 2009

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB422 by Guillen (Relating to information provided to a person applying for a state tax permit or license.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Tax Code and require the Comptroller to include a warning statement on each application for a permit or license issued by the agency that other permits or licenses could be required by state agencies and local governments of the applicant. It is assumed that any additional costs associated with implementation of the bill could be absorbed within existing state resources.

The bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JOB, SD, MN, JM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 14, 2009

TO: Honorable Steve Ogden, Chair, Senate Committee on Finance

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: **HB422** by Guillen (Relating to information provided to a person applying for a state tax permit or license.), **Committee Report 2nd House, Substituted**

<p>No significant fiscal implication to the State is anticipated.</p>
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This bill would amend the Tax Code and require the Comptroller to include a warning statement on each application for a permit or license issued by the agency that other permits or licenses could be required by state agencies and local governments of the applicant. It is assumed that any additional costs associated with implementation of the bill could be absorbed within existing state resources.

This bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JOB, MN, JM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 11, 2009

TO: Honorable Steve Ogden, Chair, Senate Committee on Finance

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB422 by Guillen (Relating to information provided to a person applying for a state tax permit or license.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

This bill would amend the Tax Code and require the Comptroller to include a warning statement on each application for a permit or license issued by the agency that other permits or licenses could be required by state agencies and local governments of the applicant. It is assumed that any additional costs associated with implementation of the bill could be absorbed within existing state resources.

This bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JOB, MN, JM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 2, 2009

TO: Honorable Rene Oliveira, Chair, House Committee on Ways & Means

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB422 by Guillen (Relating to information provided to a person applying for a state tax permit or license.), **As Introduced**

No significant fiscal implication to the State is anticipated.

This bill would amend the Tax Code and require the Comptroller to include a warning statement on each application for a permit or license issued by the agency that other permits or licenses could be required by state agencies and local governments of the applicant. It is assumed that any additional costs associated with implementation of the bill could be absorbed within existing state resources.

This bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JOB, MN, JM

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

TAX/FEE EQUITY NOTE

81ST LEGISLATIVE REGULAR SESSION

April 5, 2009

TO: Honorable Rene Oliveira, Chair, House Committee on Ways & Means

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB422 by Guillen (Relating to information provided to a person applying for a state tax permit or license.), **As Introduced**

Because the bill would not create or impact a state tax or fee, no comment from this office is required by the rules of the House as to the general effects of the proposal on the distribution of tax and fee burdens among individuals and businesses.

Source Agencies:

LBB Staff: JOB, MN