

By: Pickett

H.B. No. 205

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the imposition by certain municipalities and municipal  
3 transit departments of the local sales and use tax in certain  
4 federal military installations.

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

6 SECTION 1. Subchapter B, Chapter 321, Tax Code, is amended  
7 by adding Section 321.1045 to read as follows:

8 Sec. 321.1045. IMPOSITION OF SALES AND USE TAX IN CERTAIN  
9 FEDERAL MILITARY INSTALLATIONS. (a) This section applies only to a  
10 municipality with a population of more than 500,000 that borders  
11 the United Mexican States.

12 (b) For purposes of the sales and use tax imposed under this  
13 chapter, a reference in this chapter or other law to the  
14 municipality as the territory in which the tax or an incident of the  
15 tax applies includes the area within the boundaries of a federal  
16 military installation that is located in the municipality's  
17 extraterritorial jurisdiction.

18 SECTION 2. Section 322.002(2), Tax Code, is amended to read  
19 as follows:

20 (2) "Entity area" means:  
21 (A) the geographical limits of a taxing entity;  
22 and

23 (B) if the taxing entity is a municipal transit  
24 department created by a municipality with a population of more than

1 500,000 that borders the United Mexican States, the area within the  
2 boundaries of a federal military installation that is located in  
3 the creating municipality's extraterritorial jurisdiction.

4 SECTION 3. This Act takes effect September 1, 2011.