

By: Menendez

H.B. No. 1597

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a temporary increase in the rate of the state sales and
3 use tax and dedicating the amount of the temporary increase to the
4 foundation school fund.

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

6 SECTION 1. Section 151.051(b), Tax Code, is amended to read
7 as follows:

8 (b) The sales tax rate is 8-1/4 [~~6-1/4~~] percent of the sales
9 price of the taxable item sold.

10 SECTION 2. Section 151.801, Tax Code, is amended by
11 amending Subsection (a) and adding Subsection (b-1) to read as
12 follows:

13 (a) Except for the amounts allocated under Subsections (b),
14 (b-1), and (c), all proceeds from the collection of the taxes
15 imposed by this chapter shall be deposited to the credit of the
16 general revenue fund.

17 (b-1) Notwithstanding any other provision of this section,
18 all proceeds, other than the proceeds allocated under Subsection
19 (b), from the collection of taxes imposed by this chapter
20 attributable to the portion of the tax rate in excess of 6-1/4
21 percent of the sales price of the taxable item sold shall be
22 deposited to the credit of the foundation school fund.

23 SECTION 3. Effective October 1, 2013, Section 151.051(b),
24 Tax Code, is amended to read as follows:

1 (b) The sales tax rate is 6-1/4 percent of the sales price of
2 the taxable item sold.

3 SECTION 4. Effective October 1, 2013, Section 151.801(a),
4 Tax Code, is amended to read as follows:

5 (a) Except for the amounts allocated under Subsections (b)
6 and (c), all proceeds from the collection of the taxes imposed by
7 this chapter shall be deposited to the credit of the general revenue
8 fund.

9 SECTION 5. Effective October 1, 2013, Section 151.801(b-1),
10 Tax Code, is repealed.

11 SECTION 6. (a) The changes in law made by Sections 1 and 2
12 of this Act do not affect taxes imposed before October 1, 2011, and
13 the law in effect before that date is continued in effect for
14 purposes of the liability for and collection of those taxes.

15 (b) The change in law made by Section 3 of this Act does not
16 affect taxes imposed before October 1, 2013, and the law in effect
17 before that date is continued in effect for purposes of the
18 liability for and collection of those taxes.

19 SECTION 7. Except as otherwise provided by this Act, this
20 Act takes effect October 1, 2011.