

By: Hunter

H.B. No. 3317

Substitute the following for H.B. No. 3317:

By: Hilderbran

C.S.H.B. No. 3317

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the use of revenue from the hotel occupancy tax by
3 certain counties.

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

5 SECTION 1. Section 352.1033, Tax Code, is amended by
6 amending Subsection (a) and adding Subsections (c) and (d) to read
7 as follows:

8 (a) Subject to Subsection (c), the ~~[The]~~ revenue from a tax
9 imposed under this chapter by a county that borders the Gulf of
10 Mexico authorized to impose the tax by Section 352.002(a)(6) may be
11 used only to:

- 12 (1) clean public beaches;
- 13 (2) acquire, furnish, or maintain facilities,
14 including parks, that enhance public access to beaches;
- 15 (3) provide and maintain public restrooms on or
16 adjacent to beaches or beach access facilities;
- 17 (4) provide and maintain litter containers on or
18 adjacent to beaches or beach access facilities;
- 19 (5) create, renovate, promote, and maintain parks
20 adjacent to bays, rivers, and other navigable waterways if the
21 county does not operate a public beach on the Gulf of Mexico; and
- 22 (6) advertise and conduct solicitations and
23 promotional programs to attract tourists and convention delegates
24 or registrants to the county or its vicinity, any of which may be

1 conducted by the county or through contracts with persons or
2 organizations selected by the county.

3 (c) In addition to the uses allowed by Subsection (a), a
4 county authorized to impose a tax under this chapter by Section
5 352.002(a)(6) that has a population of 50,000 or less and in which
6 there is located at least one state park and one national wildlife
7 refuge may use the revenue from the tax to:

8 (1) acquire, construct, furnish, or maintain
9 facilities, such as aquariums, birding centers and viewing sites,
10 history and art centers, and nature centers and trails;

11 (2) advertise and conduct solicitations and
12 promotional programs to attract conventions and visitors; and

13 (3) provide and maintain public restrooms and litter
14 containers on public land in an area that is a tourism venue.

15 (d) The limitation prescribed by Subsection (b) does not
16 apply to the use of revenue from a tax imposed under this chapter by
17 a county to which Subsection (c) applies.

18 SECTION 2. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2011.