

By: Anchia, Hartnett, Murphy, Harper-Brown,
Martinez Fischer

H.B. No. 3341

Substitute the following for H.B. No. 3341:

By: Hilderbran

C.S.H.B. No. 3341

A BILL TO BE ENTITLED

AN ACT

relating to the rebate, refund, or payment of tax proceeds to a
qualified hotel project.

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

SECTION 1. Section 2303.5055, Government Code, is amended
by adding Subsection (f) to read as follows:

(f) Notwithstanding any other law, the comptroller shall
deposit eligible taxable proceeds that were collected by or
forwarded to the comptroller in relation to a qualified hotel
project and to which the project is entitled in trust in a separate
suspense account of the project. A suspense account is outside the
state treasury, and the comptroller may make a rebate, refund, or
payment authorized by this section without the necessity of an
appropriation. The comptroller shall rebate, refund, or pay to
each qualified hotel project eligible taxable proceeds to which the
project is entitled under this section at least quarterly.

SECTION 2. Section 151.429(h), Tax Code, is amended to read
as follows:

(h) Notwithstanding the other provisions of this section,
the owner of a qualified hotel project shall receive a rebate,
refund, or payment of 100 percent of the sales and use taxes paid or
collected by the qualified hotel project or businesses located in
the qualified hotel project pursuant to this chapter and 100
percent of the hotel occupancy taxes paid by persons for the use or

1 possession of or for the right to the use or possession of a room or
2 space at the qualified hotel project pursuant to the provisions of
3 Chapter 156 during the first 10 years after such qualified hotel
4 project is open for initial occupancy. The comptroller shall
5 deposit and rebate, refund, or pay the taxes described by this
6 subsection as provided by Section 2303.5055(f), Government Code.

7 SECTION 3. Section 351.102, Tax Code, is amended by adding
8 Subsection (d) to read as follows:

9 (d) The comptroller shall deposit and rebate, refund, or pay
10 the taxes described by Subsection (c) that are collected by or
11 forwarded to the comptroller as provided by Section 2303.5055(f),
12 Government Code.

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