1 AN ACT

2 relating to the authority of certain counties to impose a hotel

3 occupancy tax for the operation and maintenance of a fairground in

4 the county.

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

6 SECTION 1. Section 352.002, Tax Code, is amended by adding

7 Subsection (o) to read as follows:

8 (o) The commissioners court of a county that has a

9 population of 65,000 or more and that is bordered by the Neches and

10 Trinity Rivers may impose a tax as provided by Subsection (a).

11 SECTION 2. Section 352.003, Tax Code, is amended by adding

12 Subsection (n) to read as follows:

13 (n) The tax rate in a county authorized to impose the tax

14 under Section 352.002(o) may not exceed two percent of the price

15 paid for a room in a hotel.

16 SECTION 3. Subchapter B, Chapter 352, Tax Code, is amended

17 by adding Section 352.1037 to read as follows:

18 Sec. 352.1037. USE OF REVENUE: CERTAIN COUNTIES BORDERING

19 NECHES AND TRINITY RIVERS. The revenue from a tax imposed under

20 this chapter by a county authorized to impose the tax under Section

21 352.002(o) may be used only to operate and maintain a fairground in

22 the county that has a substantial impact on tourism and hotel

23 activity.

24 SECTION 4. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2011.

_____   _____
     President of the Senate   Speaker of the House

      I hereby certify that S.B. No. 1185 passed the Senate on
April 7, 2011, by the following vote: Yeas 31, Nays 0; and that
the Senate concurred in House amendment on May 27, 2011, by the
following vote: Yeas 31, Nays 0.

                                        _____
                                             Secretary of the Senate

      I hereby certify that S.B. No. 1185 passed the House, with
amendment, on May 23, 2011, by the following vote: Yeas 142,
Nays 0, one present not voting.

                                        _____
                                             Chief Clerk of the House

Approved:

_____
          Date

_____
        Governor