

1-1 By: Zaffirini S.B. No. 1927
1-2 (In the Senate - Filed May 3, 2011; May 3, 2011, read first
1-3 time and referred to Committee on Finance; May 17, 2011, reported
1-4 favorably by the following vote: Yeas 11, Nays 1; May 17, 2011,
1-5 sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the authority of certain volunteer firefighter and
1-9 emergency services organizations to hold tax-free sales or
1-10 auctions.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 151.310, Tax Code, is amended by adding
1-13 Subsection (c-1) to read as follows:

1-14 (c-1) Notwithstanding Subsection (c), an organization that
1-15 qualifies for an exemption under Subsection (a)(4) may hold 10
1-16 tax-free sales or auctions during a calendar year. Each tax-free
1-17 sale or auction may continue for not more than 72 hours. The
1-18 storage, use, or consumption of a taxable item that is acquired from
1-19 a qualified organization at a tax-free sale or auction and that is
1-20 exempted under this subsection from the taxes imposed by Subchapter
1-21 C is exempted from the use tax imposed by Subchapter D until the
1-22 item is resold or subsequently transferred. Subsection (d) applies
1-23 to a tax-free sale or auction authorized by this subsection. This
1-24 subsection expires September 1, 2014.

1-25 SECTION 2. The change in law made by this Act does not
1-26 affect tax liability accruing before the effective date of this
1-27 Act. That liability continues in effect as if this Act had not been
1-28 enacted, and the former law is continued in effect for the
1-29 collection of taxes due and for civil and criminal enforcement of
1-30 the liability for those taxes.

1-31 SECTION 3. This Act takes effect immediately if it receives
1-32 a vote of two-thirds of all the members elected to each house, as
1-33 provided by Section 39, Article III, Texas Constitution. If this
1-34 Act does not receive the vote necessary for immediate effect, this
1-35 Act takes effect September 1, 2011.

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