

By: Eltife

S.J.R. No. 5

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment temporarily increasing the  
3 rate of the state sales and use tax and dedicating revenue derived  
4 from that rate increase to repaying certain transportation bonds  
5 and other obligations.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Article VIII, Texas Constitution, is amended by  
8 adding Section 32 to read as follows:

9 Sec. 32. (a) The state sales and use tax imposed on the  
10 sale, storage, use, or other consumption in this state of a taxable  
11 item under Chapter 151, Tax Code, or its successor is imposed at a  
12 rate that is one-half of one percent more than the rates prescribed  
13 by general law.

14 (b) The comptroller of public accounts shall deposit the net  
15 revenue derived from the state sales and use tax described by  
16 Subsection (a) of this section at a rate of one-half of one percent  
17 to the credit of an account in the general revenue fund. Interest  
18 earned on the account must be credited to the account.

19 (c) Revenue deposited in the account under Subsection (b) of  
20 this section and interest credited to the account may be used only  
21 to repay the principal of and interest on:

22 (1) the following obligations issued on or before  
23 December 31, 2015:

24 (A) obligations issued as authorized by Section

1 49-k, Article III, of this constitution;

2 (B) bonds and other public securities issued as  
3 authorized by Section 49-n, Article III, of this constitution, as  
4 proposed by H.J.R. 28, 78th Legislature, Regular Session, 2003, and  
5 by general law in effect on January 1, 2013; and

6 (C) general obligation bonds issued as  
7 authorized by Section 49-p, Article III, of this constitution; and

8 (2) any refunding bonds issued to repay obligations  
9 described by Subdivision (1).

10 (d) This section expires on the earlier of:

11 (1) September 1, 2030; or

12 (2) the date the principal of and interest on all  
13 obligations described by Subsection (c) of this section are paid.

14 SECTION 2. The following temporary provision is added to  
15 the Texas Constitution:

16 TEMPORARY PROVISION. (a) This temporary provision applies  
17 to the constitutional amendment proposed by the 83rd Legislature,  
18 Regular Session, 2013, temporarily increasing the rate of the state  
19 sales and use tax and dedicating revenue derived from that rate  
20 increase to repaying certain transportation bonds and other  
21 obligations.

22 (b) Section 32, Article VIII, of this constitution takes  
23 effect January 1, 2014.

24 (c) This temporary provision expires September 2, 2015.