

By: Harless

H.B. No. 826

A BILL TO BE ENTITLED

AN ACT

relating to the definitions of certain terms for purposes of the ad valorem taxation of certain dealer's heavy equipment inventory.

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

SECTION 1. Section 23.1241(a), Tax Code, is amended by amending Subdivisions (1) and (2) and adding Subdivision (1-a) to read as follows:

(1) "Business location" or "location at which the dealer conducts business" does not include a facility that is owned and controlled by a person who is not a dealer and is used to store or warehouse heavy equipment.

(1-a) "Dealer" means a person whose primary ~~engaged in the~~ business in this state consists of selling, leasing, or renting heavy equipment and who operates a business location in this state that is open to the public and at which the person holds inventory that is available for sale, lease, or rent.

(2) "Dealer's heavy equipment inventory" means all items of heavy equipment that a dealer owns and holds in the dealer's physical possession and that are available for sale, lease, or rent at the dealer's business location in this state during a 12-month period.

SECTION 2. This Act applies only to ad valorem taxes imposed for a tax year beginning on or after the effective date of this Act.

SECTION 3. This Act takes effect January 1, 2014.