

By: Morrison

H.J.R. No. 132

A JOINT RESOLUTION

1 proposing a constitutional amendment to provide oil, natural gas,
2 and other petroleum products held temporarily in this state the
3 same ad valorem tax-exempt status as is currently provided to other
4 tangible personal property.

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

6 SECTION 1. Section 1-j(a), Article VIII, Texas
7 Constitution, is amended to read as follows:

8 (a) To promote economic development in the State, goods,
9 wares, merchandise, other tangible personal property, ~~and~~ ores,
10 and ~~[other than]~~ oil, natural gas, and other petroleum products~~[7]~~
11 are exempt from ad valorem taxation if:

12 (1) the property is acquired in or imported into this
13 State to be forwarded outside this State, whether or not the
14 intention to forward the property outside this State is formed or
15 the destination to which the property is forwarded is specified
16 when the property is acquired in or imported into this State;

17 (2) the property is detained in this State for
18 assembling, storing, manufacturing, processing, refining, or
19 fabricating purposes by the person who acquired or imported the
20 property; and

21 (3) the property is transported outside of this State
22 not later than 175 days after the date the person acquired or
23 imported the property in this State.

24 SECTION 2. Section 1-n(a), Article VIII, Texas

1 Constitution, as proposed by S.J.R. 6, 77th Legislature, Regular
2 Session, 2001, is amended to read as follows:

3 (a) To promote economic development in this state, the
4 legislature by general law may exempt from ad valorem taxation
5 goods, wares, merchandise, other tangible personal property, ~~and~~
6 ores, and ~~[other than]~~ oil, natural gas, and other petroleum
7 products~~[7]~~ if:

8 (1) the property is acquired in or imported into this
9 state to be forwarded to another location in this state or outside
10 this state, whether or not the intention to forward the property to
11 another location in this state or outside this state is formed or
12 the destination to which the property is forwarded is specified
13 when the property is acquired in or imported into this state;

14 (2) the property is detained at a location in this
15 state that is not owned or under the control of the property owner
16 for assembling, storing, manufacturing, processing, refining, or
17 fabricating purposes by the person who acquired or imported the
18 property; and

19 (3) the property is transported to another location in
20 this state or outside this state not later than 270 days after the
21 date the person acquired the property in or imported the property
22 into this state.

23 SECTION 3. The following temporary provision is added to
24 the Texas Constitution:

25 TEMPORARY PROVISION. (a) This temporary provision applies
26 to the constitutional amendment proposed by the 83rd Legislature,
27 Regular Session, 2013, to provide oil, natural gas, and other

1 petroleum products held temporarily in this state the same ad
2 valorem tax-exempt status as is currently provided to other
3 tangible personal property.

4 (b) The amendments to Sections 1-j(a) and 1-n(a), Article
5 VIII, of this constitution take effect beginning with the tax year
6 that begins January 1, 2014.

7 (c) This temporary provision expires January 1, 2015.

8 SECTION 4. This proposed constitutional amendment shall be
9 submitted to the voters at an election to be held November 5, 2013.
10 The ballot shall be printed to permit voting for or against the
11 proposition: "The constitutional amendment to provide oil, natural
12 gas, and other petroleum products held temporarily in this state
13 the same ad valorem tax-exempt status as is currently provided to
14 other tangible personal property."