

By: Clardy

H.B. No. 1964

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the definitions of "convention center facilities" and
3 "eligible central municipality" for purposes of the municipal hotel
4 occupancy tax.

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

6 SECTION 1. Sections 351.001(2) and (7), Tax Code, are
7 amended to read as follows:

8 (2) "Convention center facilities" or "convention
9 center complex" means facilities that are primarily used to host
10 conventions and meetings. The term means civic centers, civic
11 center buildings, auditoriums, exhibition halls, and coliseums
12 that are owned by the municipality or other governmental entity or
13 that are managed in whole or part by the municipality. In a
14 municipality with a population of 1.5 million or more, "convention
15 center facilities" or "convention center complex" means civic
16 centers, civic center buildings, auditoriums, exhibition halls,
17 and coliseums that are owned by the municipality or other
18 governmental entity or that are managed in part by the
19 municipality, hotels owned by the municipality or a nonprofit
20 municipally sponsored local government corporation created under
21 Chapter 431, Transportation Code, within 1,000 feet of a convention
22 center owned by the municipality, or a historic hotel owned by the
23 municipality or a nonprofit municipally sponsored local government
24 corporation created under Chapter 431, Transportation Code, within

1 one mile of a convention center owned by the municipality. The term
2 includes parking areas or facilities that are for the parking or
3 storage of conveyances and that are located at or in the vicinity of
4 other convention center facilities. The term also includes a hotel
5 owned by or located on land that is owned by an eligible central
6 municipality or by a nonprofit corporation acting on behalf of an
7 eligible central municipality and that is located within 1,000 feet
8 of a convention center facility owned by the municipality. The term
9 also includes a hotel that is owned in part by an eligible central
10 municipality described by Subdivision (7)(C) and that is located
11 within 1,000 feet of a convention center facility. The term also
12 includes a hotel proposed to be constructed, remodeled, or
13 rehabilitated by a municipality or a nonprofit municipally
14 sponsored local government corporation created under Chapter 431,
15 Transportation Code, that is within 3,000 feet of the property line
16 of a convention center owned by a municipality having a population
17 of more than 500,000 and that borders the United Mexican States.

18 (7) "Eligible central municipality" means:

19 (A) a municipality with a population of more than
20 140,000 but less than 1.5 million that is located in a county with a
21 population of one million or more and that has adopted a capital
22 improvement plan for the expansion of an existing convention center
23 facility; ~~or~~

24 (B) a municipality with a population of 250,000
25 or more that:

26 (i) is located wholly or partly on a barrier
27 island that borders the Gulf of Mexico;

1 (ii) is located in a county with a
2 population of 300,000 or more; and

3 (iii) has adopted a capital improvement
4 plan to expand an existing convention center facility; or

5 (C) a municipality with a population of less than
6 50,000 that contains a general academic teaching institution that
7 is not a component institution of a university system, as those
8 terms are defined by Section 61.003, Education Code.

9 SECTION 2. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2015.