

By: Raney

H.B. No. 2844

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the application of the sales and use tax to the lease or  
3 rental to a full service event business of certain tangible  
4 personal property.

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

6 SECTION 1. Section 151.006, Tax Code, is amended by adding  
7 Subsection (e) to read as follows:

8 (e) A sale for resale includes the lease or rental of  
9 reusable tangible personal property to a full service event  
10 business if the full service event business uses the property in a  
11 sale of a taxable item. In this subsection, "full service event  
12 business" means a person engaged in the business of preparing and  
13 serving meals, drinks, or other food products for events held at  
14 locations designated by customers who also provides at least one of  
15 the following for those events:

16 (1) staff;

17 (2) rentals of tangible personal property;

18 (3) design elements; or

19 (4) floral items.

20 SECTION 2. The changes in law made by this Act do not affect  
21 tax liability accruing before the effective date of this Act. That  
22 liability continues in effect as if this Act had not been enacted,  
23 and the former law is continued in effect for the collection of  
24 taxes due and for civil and criminal enforcement of the liability

1 for those taxes.

2           SECTION 3. This Act takes effect immediately if it receives  
3 a vote of two-thirds of all the members elected to each house, as  
4 provided by Section 39, Article III, Texas Constitution. If this  
5 Act does not receive the vote necessary for immediate effect, this  
6 Act takes effect September 1, 2015.