

By: Taylor of Collin

S.B. No. 1028

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the imposition and use of the municipal hotel occupancy
3 tax by certain eligible central municipalities.

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

5 SECTION 1. Section 351.001(7), Tax Code, is amended to read
6 as follows:

7 (7) "Eligible central municipality" means:

8 (A) a municipality with a population of more than
9 140,000 but less than 1.5 million that is located in a county with a
10 population of one million or more and that has adopted a capital
11 improvement plan for the construction or expansion of a [~~an~~
12 ~~existing~~] convention center facility; [~~or~~

13 (B) a municipality with a population of 250,000
14 or more that:

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

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

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

21 (C) a municipality with a population of 116,000
22 or more that:

23 (i) is located in two counties both of which
24 have a population of 660,000 or more; and

1 (ii) has adopted a capital improvement plan
2 for the construction or expansion of a convention center facility.

3 SECTION 2. Section 351.102(b), Tax Code, is amended to read
4 as follows:

5 (b) An eligible central municipality or a municipality with
6 a population of 173,000 or more that is located within two or more
7 counties may pledge the revenue derived from the tax imposed under
8 this chapter from a hotel project that is owned by or located on
9 land owned by the municipality or, in an eligible central
10 municipality, by a nonprofit corporation acting on behalf of an
11 eligible central municipality, and that is located within 1,000
12 feet of a convention center facility owned by the municipality for
13 the payment of bonds or other obligations issued or incurred to
14 acquire, lease, construct, and equip the hotel and any facilities
15 ancillary to the hotel, including convention center
16 entertainment-related facilities, multi-purpose performance
17 facilities, meeting spaces, public spaces, including open public
18 spaces used for connectivity, plazas, restaurants, shops, street
19 and water and sewer infrastructure, and parking facilities within
20 1,000 feet of the hotel or convention center facility. For bonds
21 or other obligations issued under this subsection, an eligible
22 central municipality or a municipality with a population of 173,000
23 or more that is located within two or more counties may only pledge
24 revenue or other assets of the hotel project benefiting from those
25 bonds or other obligations.

26 SECTION 3. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2015.