

By: Frullo

H.B. No. 2381

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the applicability of the sales and use tax to certain
3 insurance services.

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

5 SECTION 1. Section 151.0039(b), Tax Code, is amended to
6 read as follows:

7 (b) "Insurance service" does not include:

8 (1) insurance coverage for which a premium is paid or
9 commissions paid to insurance agents for the sale of insurance or
10 annuities; ~~or~~

11 (2) a service performed on behalf of an insured by a
12 person licensed under Chapter 4102, Insurance Code; or

13 (3) a service performed by a certified public
14 accountancy firm, as that term is defined by Section 901.002,
15 Occupations Code, if less than one percent of the firm's revenue in
16 the calendar year is from services in this state that would
17 otherwise constitute insurance service under Subsection (a).

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

24 SECTION 3. This Act takes effect January 1, 2018.