

By: Shine

H.B. No. 2669

A BILL TO BE ENTITLED

AN ACT

relating to remedies in certain taxpayer suits against the state.

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

SECTION 1. Subchapter A, Chapter 112, Tax Code, is amended by adding Section 112.003 to read as follows:

Sec. 112.003. ATTORNEY'S FEES. Notwithstanding any other law, a court may not award attorney's fees in a suit against the state, a state agency, or a state officer or employee that seeks legal or equitable relief relating to the applicability, assessment, collection, constitutionality, or amount of a tax or fee imposed under this title or collected by the comptroller under any law, including a local tax collected by the comptroller.

SECTION 2. Section 112.108, Tax Code, is repealed.

SECTION 3. The changes in law made by this Act apply only to an action that is commenced on or after the effective date of this Act. An action commenced before the effective date of this Act is governed by the law in effect on the date the action was commenced, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2017.