

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 85th Legislature, Regular Session, 2017, That House Rule 13,
3 Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on House Bill 2445 (the use of municipal
6 hotel occupancy tax revenue in certain municipalities) to consider
7 and take action on the following matters:

8 (1) House Rule 13, Section 9(a)(4), is suspended to permit
9 the committee to add text on a matter not included in either the
10 house or senate version of the bill in proposed SECTION 8 of the
11 bill, by adding the following text to amended Section 351.102, Tax
12 Code:

13 (c-1) A municipality to which this subsection applies is
14 entitled to receive all funds from a hotel and convention center
15 project that the owner of a project could receive under Section
16 151.429(h) of this code or Section 2303.5055, Government Code, if a
17 project for purposes of those provisions included a hotel and
18 convention center project. The municipality may pledge the funds
19 for payment of obligations issued under this section for the hotel
20 and convention center project. For purposes of this subsection,
21 "hotel and convention center project" means a project that is an
22 existing hotel owned by the municipality or another person and a
23 convention center facility to be acquired, constructed, equipped,
24 or leased, that will be located within 1,000 feet of the hotel, and

1 that will be owned by or located on land owned by the municipality.

2 This subsection applies only to a municipality that:

3 (1) is the county seat of a county that:

4 (A) borders the United Mexican States;

5 (B) has a population of less than 300,000; and

6 (C) contains one or more municipalities with a
7 population of 200,000 or more; and

8 (2) holds an annual jalapeño festival.

9 Explanation: The change is necessary to permit a
10 municipality to which Section 351.102(c-1), Tax Code, as added by
11 the bill, applies to receive and pledge the described funds for the
12 specified purposes.

13 (2) House Rule 13, Section 9(a)(4), is suspended to permit
14 the committee to add text on a matter not included in either the
15 house or senate version of the bill in proposed SECTION 8 of the
16 bill, by adding the following text to added Section 351.102(e), Tax
17 Code:

18 (e) In addition to the municipalities described by
19 Subsection (b), that subsection also applies to:

20 . . .

21 (9) a municipality with a population of less than
22 2,000 that:

23 (A) is located adjacent to a bay connected to the
24 Gulf of Mexico;

25 (B) is located in a county with a population of
26 290,000 or more that is adjacent to a county with a population of
27 four million or more; and

1 (C) has a boardwalk on the bay;

2 (10) a municipality with a population of 75,000 or
3 more that:

4 (A) is located wholly in one county with a
5 population of 575,000 or more that is adjacent to a county with a
6 population of four million or more; and

7 (B) has adopted a capital improvement plan for
8 the construction or expansion of a convention center facility;

9 (11) a municipality with a population of less than
10 75,000 that is located in three counties, at least one of which has
11 a population of at least four million; and

12 (12) an eligible coastal municipality with a
13 population of more than 3,000 but less than 5,000.

14 Explanation: This change is necessary to add municipalities
15 to the list of municipalities to which Section 351.102(b), Tax
16 Code, applies.

17 (3) House Rule 13, Section 9(a)(4), is suspended to permit
18 the committee to add text on a matter not included in either the
19 house or senate version of the bill in proposed SECTION 8 of the
20 bill, by adding the following text to amended Section 351.102, Tax
21 Code:

22 (g) A municipality to which this section applies may not
23 receive or pledge revenue or funds under Subsection (b) or (c) for a
24 hotel project unless the municipality enters into an agreement with
25 a person for the development of the hotel project before September
26 1, 2019.

27 Explanation: This change is necessary to restrict the

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1 application of Sections [351.102](#)(b) and (c), Tax Code, to eligible
2 municipalities that enter into the specified agreements before
3 September 1, 2019.

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Speaker of the House

I certify that H.R. No. 2618 was adopted by the House on May 28, 2017, by the following vote: Yeas 124, Nays 19, 1 present, not voting.

Chief Clerk of the House