

1-1 By: Hinojosa S.B. No. 1136
 1-2 (In the Senate - Filed February 28, 2017; March 7, 2017,
 1-3 read first time and referred to Committee on Natural Resources &
 1-4 Economic Development; March 29, 2017, reported adversely, with
 1-5 favorable Committee Substitute by the following vote: Yeas 8,
 1-6 Nays 0, 1 present not voting; March 29, 2017, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19				X

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 1136 By: Hinojosa

1-21 A BILL TO BE ENTITLED
 1-22 AN ACT

1-23 relating to the use of municipal hotel occupancy tax revenue by
 1-24 certain municipalities.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Subchapter B, Chapter 351, Tax Code, is amended
 1-27 by adding Section 351.1068 to read as follows:

1-28 Sec. 351.1068. ALLOCATION OF REVENUE FOR SPORTS FACILITIES
 1-29 BY CERTAIN MUNICIPALITIES. (a) This section applies only to a
 1-30 municipality that is the county seat of a county that:

1-31 (1) is located on the Texas-Mexico border;

1-32 (2) has a population of 500,000 or more; and

1-33 (3) is adjacent to two or more counties, each of which
 1-34 has a population of 50,000 or more.

1-35 (b) A municipality to which this section applies may use
 1-36 revenue derived from the municipal hotel occupancy tax to
 1-37 construct, maintain, or expand a sporting-related facility or
 1-38 sporting-related field on property owned by the municipality,
 1-39 provided the municipality's sports facilities and fields have been
 1-40 used in the preceding calendar year a combined total of more than 10
 1-41 times for district, state, regional, or national sports
 1-42 tournaments, games, or events.

1-43 (c) A municipality to which this section applies that uses
 1-44 revenue derived from the municipal hotel occupancy tax for a
 1-45 purpose described by Subsection (b):

1-46 (1) shall determine the amount of municipal hotel
 1-47 occupancy tax revenue generated for the municipality by hotel
 1-48 activity attributable to the sports tournaments, games, and events
 1-49 held on the newly constructed, enhanced, or upgraded facilities or
 1-50 fields for 10 years after the date the construction, enhancements,
 1-51 or upgrades are completed; and

1-52 (2) may not spend municipal hotel occupancy tax
 1-53 revenue for the construction, enhancement, or upgrading of the
 1-54 facilities or fields in a total amount that exceeds the amount of
 1-55 area hotel revenue attributable to the construction, enhancements,
 1-56 or upgrades.

1-57 (d) A municipality to which this section applies shall
 1-58 reimburse from the municipality's general fund any expenditure in
 1-59 excess of the amount of area hotel revenue attributable to the
 1-60 construction, enhancements, or upgrades to the municipality's

2-1 hotel occupancy tax revenue fund.

2-2 (e) If a municipality to which this section applies uses
2-3 revenue derived from the municipal hotel occupancy tax for a
2-4 purpose described by Subsection (b), the municipality may not
2-5 reduce the percentage of revenue from that tax allocated for a
2-6 purpose described by Section 351.101(a)(3) to a percentage that is
2-7 less than the average percentage of that revenue allocated by the
2-8 municipality for that purpose during the 36-month period preceding
2-9 the date the municipality begins using the revenue for a purpose
2-10 described by Subsection (b).

2-11 SECTION 2. This Act takes effect immediately if it receives
2-12 a vote of two-thirds of all the members elected to each house, as
2-13 provided by Section 39, Article III, Texas Constitution. If this
2-14 Act does not receive the vote necessary for immediate effect, this
2-15 Act takes effect September 1, 2017.

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