

By: Uresti

S.B. No. 1713

A BILL TO BE ENTITLED

AN ACT

relating to a study on sales and use tax compliance.

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

SECTION 1. STUDY OF SALES AND USE TAX COMPLIANCE. (a) The comptroller shall conduct a study of methods to increase compliance with sales and use tax collection and payment requirements under Chapter 151, Tax Code.

(b) The study must:

(1) consider various possible methods to increase sales and use tax compliance, including:

(A) imposing registration or information reporting requirements on persons who refer purchasers in this state to out-of-state retailers;

(B) requiring retailers to notify purchasers of use tax payment requirements; and

(C) imposing information reporting requirements for retailers making sales subject to use tax;

(2) examine actions taken by other states to increase sales and use tax compliance and the results of those actions;

(3) include the estimated fiscal impact to this state, including to small local businesses in this state, of the potential methods to increase sales and use tax compliance considered in the study; and

(4) estimate the information technology costs to this

1 state associated with the potential methods to increase sales and  
2 use tax compliance considered in the study.

3 (c) The comptroller shall consult with the office of the  
4 attorney general regarding the constitutionality of the potential  
5 methods to increase sales and use tax compliance considered in the  
6 study. The comptroller shall indicate any possible constitutional  
7 issues in the report of the results of the study.

8 (d) Not later than December 1, 2018, the comptroller shall  
9 issue a written report of the results of the study under this  
10 section, including recommendations for legislation to increase  
11 compliance with sales and use tax collection and payment  
12 requirements. The comptroller shall post the report on the  
13 comptroller's Internet website and provide notice of the  
14 availability of the report to the members of the legislature.

15 (e) This section expires January 1, 2019.

16 SECTION 2. EFFECTIVE DATE; CONTINGENCY. (a) Except as  
17 provided by Subsection (b) of this section, this Act takes effect  
18 September 1, 2017.

19 (b) This Act takes effect only if the 85th Legislature  
20 appropriates money specifically for the purpose of implementing  
21 this Act. If the legislature does not appropriate money  
22 specifically for the purpose of implementing this Act, this Act has  
23 no effect.