

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**April 7, 2017**

**TO:** Honorable Dennis Bonnen, Chair, House Committee on Ways & Means

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2281** by Darby (relating to the miscellaneous gross receipts tax on utility companies.),  
**Committee Report 1st House, Substituted**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would amend Subsections 182.021(1) and 182.022(a) of the Tax Code, regarding the application of the miscellaneous gross receipts tax on utility companies.

The bill would, in the amended subsections, remove references to a utility company's physical location and place of sales to clarify the tax responsibility of utility companies. The bill would clarify existing law that the miscellaneous gross receipts tax is due by utility companies making sales to ultimate consumers in incorporated cities or towns with a population more than 1,000 regardless of their physical location.

The Comptroller indicates that the bill would have no revenue implications.

The bill would take effect immediately upon enactment, assuming it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2017.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** UP, KK, SD