

SENATE AMENDMENTS

2nd Printing

By: Raney, Kacal

H.B. No. 4187

A BILL TO BE ENTITLED

AN ACT

relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities.

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

SECTION 1. Section 351.1078, Tax Code, is amended by adding Subsections (a-1), (c), (d), and (e) to read as follows:

(a-1) The report described by Subsection (a)(2) shall be made accessible through a link that appears in a prominent place on the municipality's Internet website home page.

(c) In addition to the report required by Subsection (a), a municipality to which that subsection applies shall, on the second and fourth anniversary of the date on which active construction or expansion of a sporting related facility or sports field described by Section 351.101(i) is complete, prepare and publish a report on the municipality's Internet website as provided by Subsections (a)(2) and (a-1). The report must identify:

(1) the total amount of area hotel revenue that is attributable to sporting events held at the facility or field since active construction or expansion of the facility or field was completed; and

(2) the total amount of municipal hotel occupancy tax revenue spent by the municipality to construct, operate, or expand the facility or field.

(d) If the amount of money identified under Subsection

1 (c)(1) is less than the amount of money identified under Subsection
2 (c)(2), the municipality shall, as soon as practicable, develop and
3 implement a plan to increase the area hotel revenue that is
4 attributable to sporting events held at the facility or field. The
5 plan must include specific strategies for accomplishing this goal
6 by the fifth anniversary of the date on which active construction or
7 expansion of the facility or field is complete.

8 (e) For purposes of determining the amount of revenue
9 required to be identified under Subsection (c)(1), if a sporting
10 event described by that subdivision is part of a sports tournament
11 involving events that occur in more than one municipality, a
12 municipality shall multiply the total area hotel revenue
13 attributable to that sporting event by a fraction, the denominator
14 of which is the total number of attendees of the sports tournament
15 and the numerator of which is the number of attendees of the
16 sporting event held at the facility or field constructed or
17 expanded using the municipality's hotel occupancy tax revenue.

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

ADOPTED

MAY 24 2017

Henry B. Crawford
Secretary of the Senate
H. B. No. 4187

By: *Raney*
Substitute the following for H.B. No. 4187.

By: *Seliger*

C.S. H.B. No. 4187

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the use of revenue from municipal hotel occupancy taxes
3 for a sports facility or field in certain municipalities.

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

5 SECTION 1. Section 351.1078, Tax Code, is amended by adding
6 Subsections (a-1) and (c) to read as follows:

7 (a-1) The report described by Subsection (a)(2) shall be
8 made accessible through a link that appears in a prominent place on
9 the municipality's Internet website.

10 (c) At least annually, a municipality to which this section
11 applies shall compare the actual area hotel revenue that is
12 attributable to sporting events held at the sporting related
13 facility or sports field described by Section 351.101(i) to the
14 projected annual amount of that revenue anticipated by the
15 municipality to be generated as a result of the construction or
16 expansion of the facility or field. If area hotel revenue
17 attributable to sporting events held at the facility or field is
18 less than the projected amount, the municipality shall, as soon as
19 practicable, develop and implement a plan to increase that revenue.

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

Third Reading

ADOPTED

V V
MAY 24 2017
3rd Reading
Larry Spaw
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY: *C. Schwab*

1 Amend C.S.H.B. No. 4187 (senate committee printing) in
2 SECTION 1 of the bill, in added Section 351.1078(c), Tax Code (page
3 1, line 32), by striking "actual".

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 25, 2017

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4187 by Raney (Relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

Local Government Impact

The bill would amend Chapter 351 of the Tax Code, regarding municipal hotel occupancy taxes.

The bill would amend Section 351.1078 to include additional reporting, planning, and internet website publication requirements for certain municipalities using hotel tax revenues for certain purposes.

The bill would have no fiscal impact on the state, but might affect municipalities use of their tax revenue collections.

This bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house; otherwise it would take effect September 1, 2017.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, SZ, KK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 21, 2017

TO: Honorable Craig Estes, Chair, Senate Committee on Natural Resources & Economic Development

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB4187** by Raney (relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities.), **Committee Report 2nd House, Substituted**

No fiscal implication to the State is anticipated.

Local Government Impact

The bill would amend Chapter 351 of the Tax Code, regarding municipal hotel occupancy taxes.

The bill would amend Section 351.1078 to include additional reporting, planning, and internet website publication requirements for certain municipalities using hotel tax revenues for certain purposes.

The bill would have no fiscal impact on the state, but might affect municipalities use of their tax revenue collections.

This bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house; otherwise it would take effect September 1, 2017.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, SZ, KK

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 17, 2017

TO: Honorable Craig Estes, Chair, Senate Committee on Natural Resources & Economic Development

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4187 by Raney (Relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities.), **As Engrossed**

No fiscal implication to the State is anticipated.

Local Government Impact

The bill would amend Chapter 351 of the Tax Code, regarding municipal hotel occupancy taxes.

The bill would amend Section 351.1078 to include additional reporting, planning, and internet website publication requirements for certain municipalities using hotel tax revenues for certain purposes.

The bill would also require a municipality to develop and implement a plan to increase hotel area revenue if the total amount of area hotel tax revenue that is attributable to sporting events held at the facility or field since active construction or expansion of the facility or field was completed is less than the total amount of municipal hotel occupancy tax revenue spent by the municipality to construct, operate, or expand the facility or field.

The bill would have no fiscal impact on the state, but might affect municipalities use of their tax revenue collections.

This bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house; otherwise it would take effect September 1, 2017.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, SZ, KK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 25, 2017

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4187 by Raney (Relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

The bill would amend Chapter 351 of the Tax Code, regarding municipal hotel occupancy taxes.

The bill would amend Section 351.1078 to include additional reporting, planning, and internet website publication requirements for certain municipalities using hotel tax revenues for certain purposes.

This bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house; otherwise it would take effect September 1, 2017.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, KK, SD