

AN ACT

relating to the imposition, rate, and use of revenue derived from certain local hotel occupancy taxes; authorizing the imposition of a tax.

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

SECTION 1. Section 351.101, Tax Code, is amended by adding Subsection (q) to read as follows:

(q) In addition to the purposes provided by Subsections (a) and (e), a municipality with a population of more than 10,000 that has a city hall located less than three miles from a space center operated by an agency of the federal government and that is wholly located in a county with a population of four million or more may use revenue from the hotel occupancy tax for the construction, improvement, enlarging, equipping, renovating, repairing, operation, and maintenance of a coliseum or multiuse facility and related infrastructure or a venue, as defined by Section 334.001(4), Local Government Code, that is related to the promotion of tourism, including a hotel, resort, or convention center facility located on land owned by the municipality or a nonprofit corporation acting on behalf of the municipality.

SECTION 2. Section 352.002, Tax Code, is amended by adding Subsection (y) to read as follows:

(y) The commissioners court of a county with a population of 110,000 or more through which the Guadalupe River flows may impose a

1 tax as provided by Subsection (a). The tax imposed under this
2 subsection does not apply to a hotel located in a municipality that:

- 3 (1) has a population of 50,000 or more;
4 (2) is the county seat of a county adjacent to the
5 county to which this subsection applies; and
6 (3) imposes a tax under Chapter 351 applicable to the
7 hotel.

8 SECTION 3. Section 352.003, Tax Code, is amended by adding
9 Subsection (v) to read as follows:

10 (v) The tax rate in a county authorized to impose the tax
11 under Section 352.002(y) may not exceed seven percent of the price
12 paid for a room in a hotel, except that the tax rate may not exceed
13 two percent of the price paid for a room in a hotel if the hotel is
14 located in:

- 15 (1) a municipality that imposes a tax under Chapter
16 351 applicable to the hotel; or
17 (2) the extraterritorial jurisdiction of a
18 municipality that imposes a tax under Section 351.0025 applicable
19 to the hotel.

20 SECTION 4. 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, 2019.

President of the Senate

Speaker of the House

I certify that H.B. No. 1634 was passed by the House on May 3, 2019, by the following vote: Yeas 114, Nays 26, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1634 on May 26, 2019, by the following vote: Yeas 147, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1634 was passed by the Senate, with amendments, on May 22, 2019, by the following vote: Yeas 26, Nays 5.

Secretary of the Senate

APPROVED: _____

Date

Governor