

By: Huberty

H.B. No. 4621

A BILL TO BE ENTITLED

AN ACT

relating to the imposition of sales and use taxes and the allocation of certain revenue from sales and use taxes to school district property tax relief and public education; authorizing the imposition of a tax.

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

SECTION 1. Section 151.051(b), Tax Code, is amended to read as follow:

(b) The sales tax rate is 6.26 [~~6-1/4~~] percent of the sales price of the taxable item sold.

SECTION 2. Subchapter M, Chapter 151, Tax Code, is amended by adding Section 151.802 to read as follows:

Sec. 151.802. ALLOCATION OF CERTAIN REVENUE TO PROPERTY TAX RELIEF FUND. Notwithstanding Section 151.801, all proceeds from the collection of taxes imposed by this chapter attributable to the portion of the tax rate in excess of 6.26 percent shall be deposited to the credit of the property tax relief fund under Section 403.109, Government Code.

SECTION 3. The change in law made by this Act does not affect tax liability accruing before the effective date of this Act. That liability continues in effect as if this Act had not been enacted, and the former law is continued in effect for the collection of taxes due and for civil and criminal enforcement of the liability for those taxes.

1 SECTION 4. This Act takes effect January 1, 2020, but only
2 if the constitutional amendment proposed by the 86th legislature,
3 Regular Session, 2019, providing funding for the cost of
4 maintaining and operating the public school system and to reduce
5 school district ad valorem tax rates through an increase in the
6 state sales and use tax rate is approved by the voters. If that
7 proposed constitutional amendment is not approved by the voters,
8 this Act has no effect.