

1-1 By: Morales of Maverick (Senate Sponsor - Lucio) H.B. No. 2172
1-2 (In the Senate - Received from the House May 10, 2021;
1-3 May 12, 2021, read first time and referred to Committee on Natural
1-4 Resources & Economic Development; May 22, 2021, reported
1-5 adversely, with favorable Committee Substitute by the following
1-6 vote: Yeas 9, Nays 0; May 22, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	<u>Birdwell</u>	X		
1-10	<u>Zaffirini</u>	X		
1-11	<u>Alvarado</u>	X		
1-12	<u>Hancock</u>	X		
1-13	<u>Hinojosa</u>	X		
1-14	<u>Hughes</u>	X		
1-15	<u>Kolkhorst</u>	X		
1-16	<u>Lucio</u>	X		
1-17	<u>Seliger</u>	X		

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 2172 By: Lucio

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the hotel occupancy tax imposed by certain counties and
1-22 the use of revenue from that tax; reducing the maximum rate of that
1-23 tax.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 352.002(d), Tax Code, is amended to read
1-26 as follows:

1-27 (d) The tax imposed by a county authorized by Subsection
1-28 (a)(6) [~~(a)(4), (6)~~], (8), (9), (10), (11), (14), (15), (17), (19),
1-29 (20), (21), (23), or (29) to impose the tax does not apply to a hotel
1-30 located in a municipality that imposes a tax under Chapter 351
1-31 applicable to the hotel. This subsection does not apply to:

1-32 (1) a county authorized by Subsection (a)(6) to impose
1-33 the tax that:

1-34 (A) has a population of less than 40,000 and
1-35 adjoins the most populous county in this state; or

1-36 (B) has a population of more than 200,000 and
1-37 borders the Neches River; or

1-38 (2) a county authorized by Subsection (a)(9) to impose
1-39 the tax that has a population of more than 9,000.

1-40 SECTION 2. Section 352.003, Tax Code, is amended by adding
1-41 Subsection (y) to read as follows:

1-42 (y) The tax rate in a county authorized to impose the tax
1-43 under Section 352.002(a)(4) may not exceed two percent of the price
1-44 paid for a room in a hotel.

1-45 SECTION 3. Subchapter B, Chapter 352, Tax Code, is amended
1-46 by adding Section 352.114 to read as follows:

1-47 Sec. 352.114. USE OF REVENUE: CERTAIN COUNTIES CONTAINING
1-48 AN INDIAN RESERVATION. (a) In addition to the purposes authorized
1-49 by this chapter, the revenue from a tax imposed under this chapter
1-50 by a county authorized to impose the tax under Section
1-51 352.002(a)(4) may be used to make repairs and improvements to the
1-52 county airport or to provide reimbursement for repairs and
1-53 improvements to the airport.

1-54 (b) A county to which this section applies may not use
1-55 revenue from a tax imposed under this chapter for a purpose
1-56 described by Subsection (a) in a total amount that would exceed the
1-57 amount of hotel revenue in the county that is likely to be
1-58 reasonably attributable to guests traveling through the airport
1-59 during the 15-year period beginning on the date the county first
1-60 uses the tax revenue for that purpose.

