By:  Stucky H.B. No. 5105

A BILL TO BE ENTITLED

AN ACT

relating to authorizing certain counties to impose a hotel occupancy tax and the use of revenue from that tax.

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

SECTION 1.  Section 352.002, Tax Code, is amended by adding Subsection (v) to read as follows:

(v)  The commissioners court of a county with a population of more than 650,000 that is adjacent to two counties, each having a population of more than 1.8 million, may impose a tax as provided by Subsection (a).

SECTION 2.  Section 352.003, Tax Code, is amended by adding Subsection (bb) to read as follows:

(bb)  The tax rate in a county authorized to impose the tax under Section 352.002(v) may not exceed two percent of the price paid for a room in a hotel.

(1)  The tax may not be imposed on a hotel project described in Section 351.102 that resides on a contiguous property in more than one county.

SECTION 3.  Subchapter B, Chapter 352, Tax Code, is amended by adding Section 352.115 to read as follows:

Sec. 352.115.  USE OF REVENUE: CERTAIN COUNTIES ADJACENT TO POPULOUS COUNTIES. The revenue from a tax imposed under this chapter by a county authorized to impose the tax under Section 352.002(v) may be used only for the development, construction, maintenance, and improvement of multipurpose facilities to enhance hotel activity and encourage tourism.

SECTION 4.  This Act takes effect September 1, 2023.