

By: Canales

H.C.R. No. 47

CONCURRENT RESOLUTION

1 WHEREAS, Section 7-c(f), Article VIII, Texas Constitution,
2 provides: "The legislature by adoption of a resolution approved by
3 a record vote of a majority of the members of each house of the
4 legislature may extend, in 10-year increments, the duty of the
5 comptroller of public accounts to make a deposit under Subsection
6 (a) or (b) of this section beyond the applicable date prescribed by
7 Subsection (e) of this section."; and

8 WHEREAS, Under Section 7-c(e)(1), Article VIII, Texas
9 Constitution, the duty of the comptroller of public accounts under
10 Section 7-c(a) of that article to deposit to the credit of the state
11 highway fund \$2.5 billion of the net revenue derived from the
12 imposition of the state sales and use tax on the sale, storage, use,
13 or other consumption in this state of taxable items under Chapter
14 151, Tax Code, or its successor, that exceeds the first \$28 billion
15 of that revenue coming into the treasury in that state fiscal year
16 expires August 31, 2032; and

17 WHEREAS, Under Section 7-c(e)(2), Article VIII, Texas
18 Constitution, the duty of the comptroller of public accounts under
19 Section 7-c(b) of that article to deposit to the credit of the state
20 highway fund an amount equal to 35 percent of the net revenue
21 derived from the tax authorized by Chapter 152, Tax Code, or its
22 successor, and imposed on the sale, use, or rental of a motor
23 vehicle that exceeds the first \$5 billion of that revenue coming
24 into the treasury in that state fiscal year expires August 31, 2029;

1 now, therefore, be it

2 RESOLVED by the 88th Legislature of the State of Texas, That
3 the duty of the comptroller of public accounts under Section
4 7-c(a), Article VIII, Texas Constitution, to deposit to the credit
5 of the state highway fund \$2.5 billion of the net revenue derived
6 from the imposition of the state sales and use tax on the sale,
7 storage, use, or other consumption in this state of taxable items
8 under Chapter 151, Tax Code, or its successor, that exceeds the
9 first \$28 billion of that revenue coming into the treasury in that
10 state fiscal year is extended and expires August 31, 2042; and, be
11 it further

12 RESOLVED, That the duty of the comptroller of public accounts
13 under Section 7-c(b), Article VIII, Texas Constitution, to deposit
14 to the credit of the state highway fund an amount equal to 35
15 percent of the net revenue derived from the tax authorized by
16 Chapter 152, Tax Code, or its successor, and imposed on the sale,
17 use, or rental of a motor vehicle that exceeds the first \$5 billion
18 of that revenue coming into the treasury in that state fiscal year
19 is extended and expires August 31, 2039; and, be it further

20 RESOLVED, That this resolution is adopted only if approved by
21 a record vote of a majority of the members of each house of the
22 legislature; and, be it further

23 RESOLVED, That the secretary of state forward an official
24 copy of this resolution to the comptroller of public accounts.