

By: Cortez

H.B. No. 485

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of an emergency services district to
3 impose a sales tax on gas and electricity sold for residential use.

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

5 SECTION 1. Subchapter E, Chapter 775, Health and Safety
6 Code, is amended by adding Section 775.0755 to read as follows:

7 Sec. 775.0755. SALES TAX ON GAS AND ELECTRICITY SOLD FOR
8 RESIDENTIAL USE. (a) Notwithstanding Section 775.0751(b) of this
9 code and Section 323.207, Tax Code, the board by majority vote may
10 repeal the application of the exemption for gas and electricity
11 sold for residential use under Section 151.317, Tax Code, to the
12 sales or use tax imposed by the district.

13 (b) The board of a district that has repealed the
14 application of the exemption under Subsection (a) may in the same
15 manner reinstate the exemption.

16 (c) The board shall provide notice of each order adopted
17 under this section to the comptroller in the manner prescribed by
18 comptroller rule. The repeal of the application of the exemption or
19 the reinstatement of the exemption takes effect in the district on
20 the first day of the first calendar quarter after the expiration of
21 the first complete calendar quarter after the date on which the
22 comptroller receives notice of the order.

23 SECTION 2. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2025.