

## **BILL ANALYSIS**

Senate Research Center  
86R24061 CJC-D

C.S.S.B. 1719  
By: Lucio  
Natural Resources & Economic Development  
4/6/2019  
Committee Report (Substituted)

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Texas law does not provide a dedicated mechanism to assure continued funding of certain measures to combat coastal erosion. S.B. 1719 seeks to address this issue by providing for the dedication of two percent of the revenue derived from the hotel occupancy tax levied in certain coastal counties to the coastal erosion response account to benefit those coastal counties. (Original Author's/Sponsor's Statement of Intent)

C.S.S.B. 1719 amends current law relating to the allocation of certain state hotel occupancy tax revenue.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 33.604, Natural Resources Code, by adding Subsection (b-1) to provide that, in addition to the money described by Subsection (b) the account consists of money transferred to the Coastal Erosion Response Account (account) under Section 156.252, Tax Code. Provides that this subsection expires September 1, 2031.

SECTION 2. Amends Subchapter F, Chapter 156, Tax Code, by adding Section 156.252, as follows:

Sec. 156.252. TEMPORARY ALLOCATION OF CERTAIN REVENUE TO BENEFIT COASTAL COUNTIES. (a) Defines "coastal county," for purposes of this section, as any county adjacent to the Gulf of Mexico or Corpus Christi Bay.

(b) Requires the comptroller of public accounts of the State of Texas (comptroller), beginning with the state fiscal year beginning September 1, 2021, and except as provided by Subsection (d) to, not later than September 30 of each state fiscal year:

(1) compute the amount of revenue derived from the collection of taxes imposed under this chapter (Hotel Occupancy Tax) at a rate of two percent and received from hotels located in coastal counties during the preceding state fiscal year; and

(2) transfer that amount to the coastal erosion response account created under Section 33.604 (Coastal Erosion Response Account), Natural Resources Code.

(c) Authorizes revenue transferred under this section to be appropriated only to the Texas General Land Office for a purpose consistent with Subchapter H (Coastal Erosion), Chapter 33 (Management of Coastal Public Land), Natural Resources Code, that benefits a coastal county.

(d) Provides that revenue derived from the collection of taxes under this chapter that is placed in a suspense account under Section 151.429(h) (relating to a rebate of certain taxes provided to the owner of a qualified hotel project) or under Section 2303.5055(f) (relating to requiring the comptroller to deposit certain funds in a separate account pending rebate, refund, or payment), Government Code, is excluded from the computation required by Subsection (b)(1).

SECTION 3. Provides that the comptroller is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. Provides that the comptroller is authorized to, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

SECTION 4. Effective date: September 1, 2019.