

BILL ANALYSIS

Senate Research Center

S.B. 812
By: Truan
Education
3-20-97
As Filed

DIGEST

Currently, Texas law provides that an exporter is entitled to a sales tax refund for goods destined for export as long as such goods are stored in Texas no longer than 30 days. The exporter does not receive a refund if the exporter stores goods for export for longer than 30 days. This bill would extend the time an exporter is allowed to store such goods to 175 days and still receive a sales tax refund.

PURPOSE

As proposed, S.B. 812 provides an exemption for tangible personal property exported beyond the territorial limits of this state on or before the 175th day after the date of purchase in this state.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 151.307, Tax Code, by adding Subsection (e), to provide that tangible personal property exported beyond the territorial limits of this state on or before the 175th day after the date of purchase in this state is presumed to be in the stream of export during the period between purchase and export and, unless the presumption is overcome, does not lose its exemption as an export. Provides that tangible personal property held in this state for more than 175 days after the date of purchase is presumed to have been stored in this state and not eligible for an exemption as an export.

SECTION 2. (a) Effective date: pending voter approval.
(b) Makes application of this Act prospective.

SECTION 3. Emergency clause.