

By: Gonzales

H.B. No. 902

A BILL TO BE ENTITLED

AN ACT

relating to a sales and use tax exemption for books and magazines purchased, used, or consumed by university and college students.

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

SECTION 1. Subchapter H, Chapter 151, Tax Code, is amended by adding Section 151.3214 to read as follows:

Sec. 151.3214. BOOKS AND MAGAZINES PURCHASED, USED, OR CONSUMED BY UNIVERSITY AND COLLEGE STUDENTS. (a) In this section, "magazine" has the meaning assigned by Section 151.320(b), and includes a periodical.

(b) The sale, use, or consumption of a book or magazine is exempted from the taxes imposed by this chapter if the book or magazine is:

(1) written, designed, and produced for educational, instructional, or pedagogical purposes; and

(2) purchased by a full-time or part-time student enrolled at an institution of higher education as defined by Section 61.003, Education Code, or a private or independent college or university that is located in this state and that is accredited by a recognized accrediting agency as defined by Section 61.003, Education Code.

(c) A person may establish that the person is a full-time or part-time student by presenting a valid student identification card. The comptroller by rule shall prescribe the manner in which a

1 person may electronically establish, when making an online
2 purchase, that the person is a full-time or part-time student.

3 SECTION 2. The change in law made by this Act does not
4 affect taxes imposed before the effective date of this Act, and the
5 law in effect before the effective date of this Act is continued in
6 effect for purposes of the liability for and collection of those
7 taxes.

8 SECTION 3. This Act takes effect July 1, 2013, if it
9 receives a vote of two-thirds of all the members elected to each
10 house, as provided by Section 39, Article III, Texas Constitution.
11 If this Act does not receive the vote necessary for effect on that
12 date, this Act takes effect October 1, 2013.