

1-1 By: Button, et al. (Senate Sponsor - Campbell) H.B. No. 135
1-2 (In the Senate - Received from the House April 2, 2025;
1-3 April 3, 2025, read first time and referred to Committee on
1-4 Finance; April 23, 2025, reported favorably by the following vote:
1-5 Yeas 11, Nays 0; April 23, 2025, sent to printer.)

1-6	COMMITTEE VOTE				
1-7		Yea	Nay	Absent	PNV
1-8	Huffman	X			
1-9	Hinojosa of Hidalgo	X			
1-10	Alvarado	X			
1-11	Bettencourt	X			
1-12	Campbell			X	
1-13	Creighton	X			
1-14	Flores	X			
1-15	Hall	X			
1-16	Kolkhorst			X	
1-17	Nichols	X			
1-18	Paxton	X			
1-19	Perry			X	
1-20	Schwertner	X			
1-21	West	X			
1-22	Zaffirini			X	

1-23 A BILL TO BE ENTITLED
1-24 AN ACT

1-25 relating to exemptions from sales and use taxes for game animals and
1-26 exotic animals.

1-27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-28 SECTION 1. Section 151.316(a), Tax Code, is amended to read
1-29 as follows:

1-30 (a) Subject to Section 151.1551, the following items are
1-31 exempted from the taxes imposed by this chapter:

1-32 (1) horses, mules, and work animals;

1-33 (2) animal life the products of which ordinarily
1-34 constitute food for human consumption;

1-35 (3) feed for farm and ranch animals;

1-36 (4) feed for animals that are held for sale in the
1-37 regular course of business;

1-38 (5) seeds and annual plants the products of which:

1-39 (A) ordinarily constitute food for human
1-40 consumption;

1-41 (B) are to be sold in the regular course of
1-42 business; or

1-43 (C) are used to produce feed for animals exempted
1-44 by this section;

1-45 (6) fertilizers, fungicides, insecticides,
1-46 herbicides, defoliants, and desiccants exclusively used or
1-47 employed on a farm or ranch in the production of:

1-48 (A) food for human consumption;

1-49 (B) feed for animal life; or

1-50 (C) other agricultural products to be sold in the
1-51 regular course of business;

1-52 (7) machinery and equipment exclusively used or
1-53 employed on a farm or ranch in the building or maintaining of roads
1-54 or water facilities or in the production of:

1-55 (A) food for human consumption;

1-56 (B) grass;

1-57 (C) feed for animal life; or

1-58 (D) other agricultural products to be sold in the
1-59 regular course of business;

1-60 (8) machinery and equipment exclusively used in, and
1-61 pollution control equipment required as a result of, the

processing, packing, or marketing of agricultural products by an original producer at a location operated by the original producer for processing, packing, or marketing the producer's own products if:

(A) 50 percent or more of the products processed, packed, or marketed at or from the location are produced by the original producer and not purchased or acquired from others; and

(B) the producer does not process, pack, or market for consideration any agricultural products that belong to other persons in an amount greater than five percent of the total agricultural products processed, packed, or marketed by the producer;

(9) ice exclusively used by commercial fishing boats in the storing of aquatic species including but not limited to shrimp, other crustaceans, finfish, mollusks, and other similar creatures;

(10) tangible personal property, including a tire, sold or used to be installed as a component part of a motor vehicle, machinery, or other equipment exclusively used or employed on a farm or ranch in the building or maintaining of roads or water facilities or in the production of:

(A) food for human consumption;

(B) grass;

(C) feed for animal life; or

(D) other agricultural products to be sold in the regular course of business;

(11) machinery and equipment exclusively used in an agricultural aircraft operation, as defined by 14 C.F.R. Section 137.3;

(12) tangible personal property incorporated into a structure that is used for the disposal of poultry carcasses in accordance with Section 26.303, Water Code;

(13) tangible personal property incorporated into or attached to a structure that is located on a commercial dairy farm, is used or employed exclusively for the production of milk, and is:

(A) a free-stall dairy barn; or

(B) a dairy structure used solely for maternity purposes; ~~and~~

(14) telecommunications services exclusively provided or used for the navigation of machinery and equipment exclusively used or employed on a farm or ranch in the building or maintaining of roads or water facilities or in the production of:

(A) food for human consumption;

(B) grass;

(C) feed for animal life; or

(D) other agricultural products to be sold in the regular course of business;

(15) exotic animals, as defined by Section 23.51; and

(16) game animals, as described by Section 63.001, Parks and Wildlife Code.

SECTION 2. The change in law made by this Act does not affect tax liability accruing before the effective date of this Act. That liability continues in effect as if this Act had not been enacted, and the former law is continued in effect for the collection of taxes due and for civil and criminal enforcement of the liability for those taxes.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2025.

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