

1-1 By: Hunter, et al. H.B. No. 3486
 1-2 (Senate Sponsor - Kolkhorst, et al.)
 1-3 (In the Senate - Received from the House May 9, 2025;
 1-4 May 12, 2025, read first time and referred to Committee on Finance;
 1-5 May 22, 2025, reported adversely, with favorable Committee
 1-6 Substitute by the following vote: Yeas 12, Nays 1; May 22, 2025,
 1-7 sent to printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17			X	
1-18			X	
1-19		X		
1-20	X			
1-21	X			
1-22	X			
1-23	X			
1-24	X			

1-25 COMMITTEE SUBSTITUTE FOR H.B. No. 3486 By: Hinojosa of Hidalgo

1-26 A BILL TO BE ENTITLED
 1-27 AN ACT

1-28 relating to a deduction from the amount of taxable sales used to
 1-29 calculate the amount of sales and use taxes that the owners of
 1-30 restaurants that purchase Texas farm-raised oysters are required to
 1-31 remit to the comptroller of public accounts.

1-32 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-33 SECTION 1. Subchapter I, Chapter 151, Tax Code, is amended
 1-34 by adding Section 151.433 to read as follows:

1-35 Sec. 151.433. DEDUCTION FOR CERTAIN TAXPAYERS PURCHASING
 1-36 TEXAS FARM-RAISED OYSTERS. (a) In this section:

1-37 (1) "Food service establishment" has the meaning
 1-38 assigned by Section 437.001, Health and Safety Code.

1-39 (2) "Texas farm-raised oyster" means an oyster
 1-40 cultivated in the waters of this state in accordance with all
 1-41 applicable state and federal regulations.

1-42 (b) A taxpayer may deduct from the taxpayer's taxable sales
 1-43 for the year, quarter, or month in which the sale is reported the
 1-44 amount determined under Subsection (c) if the taxpayer owns a food
 1-45 service establishment and purchases Texas farm-raised oysters to be
 1-46 prepared and served at the establishment.

1-47 (c) A taxpayer may deduct from the taxpayer's taxable sales
 1-48 for a year, quarter, or month for each food service establishment
 1-49 for which a permit has been issued to the taxpayer under this
 1-50 chapter the amount equal to \$5 for every 100 Texas farm-raised
 1-51 oysters purchased for preparation and service at the food service
 1-52 establishment during the year, quarter, or month, as applicable.

1-53 (d) The comptroller may require a taxpayer to provide any
 1-54 information the comptroller determines is reasonably necessary to
 1-55 determine the accuracy of the amount deducted by the taxpayer under
 1-56 this section.

1-57 (e) The comptroller may adopt rules necessary to implement
 1-58 and administer this section.

1-59 SECTION 2. The change in law made by this Act does not
 1-60 affect tax liability accruing before the effective date of this

2-1 Act. That liability continues in effect as if this Act had not been
2-2 enacted, and the former law is continued in effect for the
2-3 collection of taxes due and for civil and criminal enforcement of
2-4 the liability for those taxes.

2-5 SECTION 3. This Act takes effect October 1, 2025.

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