

By: Seliger

S.B. No. 689

A BILL TO BE ENTITLED

AN ACT

relating to a refund of overpayments of the motor vehicle sales tax computed based on standard presumptive value.

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

SECTION 1. Subchapter C, Chapter 152, Tax Code, is amended by adding Section 152.0413 to read as follows:

Sec. 152.0413. REFUND OF TAX COMPUTED BASED ON STANDARD PRESUMPTIVE VALUE. (a) A person may apply to the comptroller and receive a refund of taxes imposed under Section 152.021 or 152.022 and paid by the person if:

(1) the person paid tax based on the standard presumptive value of the motor vehicle under Section 152.0412(c);

(2) the person obtains an appraisal of the motor vehicle as provided by Section 152.0412 not later than the 60th day after the date the motor vehicle is:

(A) delivered to the purchaser if the person paid the tax imposed under Section 152.021; or

(B) brought into this state if the person paid the tax imposed under Section 152.022; and

(3) the appraised value of the motor vehicle is less than 80 percent of the standard presumptive value of the motor vehicle.

(b) The amount of the refund is equal to the amount of tax paid by the person less the amount of tax imposed by this chapter on

1 the appraised value of the motor vehicle.

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

7       SECTION 3. This Act takes effect September 1, 2015.