

By: King of Uvalde

H.B. No. 3719

A BILL TO BE ENTITLED

AN ACT

relating to an exemption from the sales tax for certain water-conserving products for a limited period.

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

SECTION 1. Subchapter H, Chapter 151, Tax Code, is amended by adding Section 151.3336 to read as follows:

Sec. 151.3336. WATER-CONSERVING PRODUCTS. (a) In this section, "water-conserving product":

(1) means tangible personal property that:

(A) is used on private residential property and is not used for business or trade; and

(B) when used or planted in an outdoor residential property, may result in:

(i) water conservation or groundwater retention;

(ii) water table recharge; or

(iii) a decrease in ambient air temperature that limits water evaporation; and

(2) includes:

(A) a drought-tolerant live plant, including turf and grass;

(B) a soaker or drip-irrigation hose;

(C) a moisture control for a sprinkler or irrigation system;

1 (D) mulch and soil;

2 (E) a rain barrel or an alternative rain and
3 moisture collection system;

4 (F) a permeable ground cover surface that allows
5 water to reach underground basins, aquifers, or water collection
6 points;

7 (G) plant and grass seeds coated with a
8 water-saving surfactant; and

9 (H) a water saving surfactant.

10 (b) The sale of a water-conserving product is exempted from
11 the taxes imposed by this chapter if the sale takes place during a
12 period beginning at 12:01 a.m. on March 1 and ending at 11:59 p.m.
13 on March 8.

14 (c) The comptroller may adopt rules to implement this
15 section.

16 (d) The comptroller shall include in the report to the
17 legislature required by Section 403.014, Government Code, a report
18 on the effect of the exemption under this section. The report must
19 include:

20 (1) the amount by which taxes imposed under this
21 chapter were reduced as a result of the exemption under this
22 section; and

23 (2) an analysis of the effect of the exemption on water
24 conservation efforts in this state.

25 SECTION 2. This Act takes effect September 1, 2015.