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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/20/2009	.	
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The Committee on Finance and Tax (Altman) recommended the following:

**Senate Amendment**

Delete lines 62 - 77  
and insert:

department's enabling legislation. Because the Legislature recognizes that private entities or consortia thereof would perform a governmental or public purpose or function when they enter into agreements with the department to design, build, operate, own, or finance transportation facilities, the transportation facilities, including leasehold interests thereof, are exempt from ad valorem taxes as provided in chapter



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12 196 to the extent property is owned by the state or other  
13 government entity, and from intangible taxes as provided in  
14 chapter 199 and special assessments of the state, any city,  
15 town, county, special district, political subdivision of the  
16 state, or any other governmental entity. The private entities or  
17 consortia thereof are exempt from tax imposed by chapter 201 on  
18 all documents or obligations to pay money that arise out of the  
19 agreements to design, build, operate, own, lease, or finance  
20 transportation facilities. Any private entities or consortia  
21 thereof must pay any applicable corporate taxes as provided in  
22 chapters 220 and 221, and unemployment compensation taxes as  
23 provided in chapter 443, and sales and use tax as provided in  
24 chapter 212 shall be applicable. The private entities or  
25 consortia thereof must also register and collect the tax imposed  
26 by chapter 212 on all their direct sales and leases that are  
27 subject to tax under chapter 212. The agreement between the  
28 private entity or consortia thereof and the department  
29 establishing a transportation facility under this chapter  
30 constitute documentation sufficient to claim any exemption under  
31 this section.