

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 704, Page 1,
2 Section A, Line 9, by inserting after all of said section and line the following:

3
4 "67.306. No regulation or ordinance of any city, county, or other political subdivision shall
5 prohibit the sale or resale of an admission ticket to any legal event at any price or prohibit the
6 charging of any reasonable fee in connection with such sale or resale except that nothing in this
7 section shall be construed to prevent the enforcement of any regulation or ordinance relating to
8 criminal activity, consumer fraud, false advertising, ~~[or]~~ other deceptive business practices, or the
9 collection of taxes.

10 67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or
11 collected by any municipality, any county, or any local taxing entity on or related to any transient
12 accommodations, whether imposed as a hotel tax, occupancy tax, tourism tax on transient guests or
13 ~~[otherwise]~~ transient guest tax, shall apply solely to amounts actually received by the operator of a
14 hotel, motel, tavern, inn, tourist cabin, tourist camp, or other place in which rooms are furnished to
15 the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a
16 hotel, motel, tavern, inn, tourist cabin, tourist camp, or other place in which rooms are furnished to
17 the public unless such travel agent or intermediary actually operates such a facility. This section
18 shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such
19 tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, tourism tax
20 on transient guests or ~~[otherwise]~~ transient guest tax shall apply solely to amounts received by
21 operators of hotel, motel, tavern, inn, tourist cabin, tourist camp, or other place in which rooms are
22 furnished to the public, as enacted in the statutes authorizing such taxes. This section does not apply
23 to the taxes imposed under section 94.802 on any admission ticket to or participation in any private
24 tourist attraction."; and

25
26 Further amend said bill by amending the title, enacting clause, and intersectional references
27 accordingly.

Action Taken _____ Date _____