



STATE OF TEXAS
OFFICE OF THE GOVERNOR

RICK PERRY
GOVERNOR

May 31, 2011

The Honorable Esperanza "Hope" Andrade
Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

11:45 AM O'CLOCK

MAY 31 2011

Secretary of State

Dear Madam Secretary:

Pursuant to his constitutional powers as governor and chief executive officer of the State of Texas, Governor Rick Perry, has reviewed the following legislation from the 82nd Texas Legislature.

The Governor has disapproved and vetoed the following:

House Bill No. 2403 by Otto relating to retailers engaged in business in this state for purposes of sales and use taxes.

The official enrolled copy of the unsigned legislation referenced above and a proclamation stating the governor's objections to the bill are attached to this letter of transmittal.

Respectfully submitted,

A handwritten signature in cursive script, reading "G. Davidson".

Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd
Attachments

P. O. Box 12131 • Capitol Station • Austin, Texas 78711

PROCLAMATION

BY THE

Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Rick Perry, Governor of Texas, do hereby disapprove of and veto House Bill No. 2403 as passed by the Eighty-second Texas Legislature, Regular Session, because of the following objections:

I have serious concerns about the impact and appropriateness of House Bill No. 2403. In particular, I believe this legislation risks significant unintended consequences. My strong preference is to conduct a thorough policy discussion with Texas lawmakers, consumers, retailers and technology experts – and with other states and even the federal government – about interstate commerce and the structure of state sales taxes in the 21st century. That conversation is underway, and I believe that a consensus can and should be reached that balances the competing interests, respects federalism, and is fair and equitable. I call on the legislature to review this issue further while we reach out to our federal delegation and our friends in other states to build consensus.

Since the legislature by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 31st day of May, 2011.

Rick Perry

RICK PERRY
Governor of Texas

ATTESTED BY:

Esperanza "Hope" Andrade

ESPERANZA "HOPE" ANDRADE
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

O'CLOCK

MAY 31 2011

H.B. No. 2403

David Dewhurst

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 2403 was passed by the House on April 27, 2011, by the following vote: Yeas 125, Nays 20, 3 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 2403 was passed by the Senate on May 13, 2011, by the following vote: Yeas 30, Nays 1.

Daisy Spaw

Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
____ O'CLOCK

MAY 31 2011

[Signature]
Secretary of State