

1-1 By: Shine (Senate Sponsor - Springer) H.B. No. 4101  
 1-2 (In the Senate - Received from the House April 26, 2023;  
 1-3 May 2, 2023, read first time and referred to Committee on Local  
 1-4 Government; May 10, 2023, reported favorably by the following  
 1-5 vote: Yeas 9, Nays 0; May 10, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the matters that may be the subject of limited binding  
 1-20 arbitration to compel compliance with procedural requirements  
 1-21 related to protests before appraisal review boards.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. The heading to Section 41A.015, Tax Code, is  
 1-24 amended to read as follows:

1-25 Sec. 41A.015. LIMITED BINDING ARBITRATION TO COMPEL  
 1-26 COMPLIANCE WITH [CERTAIN] PROCEDURAL REQUIREMENTS RELATED TO  
 1-27 PROTESTS.

1-28 SECTION 2. Section 41A.015(a), Tax Code, is amended to read  
 1-29 as follows:

1-30 (a) A property owner who has filed a notice of protest under  
 1-31 Chapter 41 may file a request for limited binding arbitration under  
 1-32 this section to compel the appraisal review board or chief  
 1-33 appraiser, as appropriate, to:

1-34 (1) comply with the hearing procedures adopted by the  
 1-35 appraisal review board under Section 41.01(c) and rescind  
 1-36 procedural rules adopted by the appraisal review board that are not  
 1-37 in compliance with the model hearing procedures prepared by the  
 1-38 comptroller under Section 5.103;

1-39 (2) schedule a hearing on a protest as required by  
 1-40 Section 41.45;

1-41 (3) deliver information to the property owner in the  
 1-42 manner required by Section 41.461;

1-43 (4) allow the property owner to offer evidence,  
 1-44 examine or cross-examine witnesses or other parties, and present  
 1-45 arguments as required by Section 41.66(b);

1-46 (5) set a hearing for a time and date certain and  
 1-47 postpone a hearing that does not begin within two hours of the  
 1-48 scheduled time as required by Section 41.66(i);

1-49 (6) schedule hearings on protests concerning multiple  
 1-50 properties identified in the same notice of protest on the same day  
 1-51 at the request of the property owner or the property owner's  
 1-52 designated agent as required by Section 41.66(j); or

1-53 (7) refrain from using or offering as evidence  
 1-54 information requested by the property owner under Section 41.461  
 1-55 that was not delivered to the property owner at least 14 days before  
 1-56 the hearing as required by Section 41.67(d).

1-57 SECTION 3. The change in law made by this Act applies only  
 1-58 to a request for limited binding arbitration under Section 41A.015,  
 1-59 Tax Code, related to a protest under Chapter 41 of that code for  
 1-60 which a notice of protest is filed by a property owner on or after  
 1-61 the effective date of this Act. A request for limited binding

2-1 arbitration related to a protest for which a notice of protest was  
2-2 filed by a property owner before the effective date of this Act is  
2-3 governed by the law in effect on the date the notice of protest was  
2-4 filed, and the former law is continued in effect for that purpose.  
2-5 SECTION 4. This Act takes effect January 1, 2024.

2-6

\* \* \* \* \*