

By: Martinez Fischer

H.B. No. 4851

A BILL TO BE ENTITLED

AN ACT

relating to an exemption from ad valorem taxation of the real and personal property owned and exclusively used by a labor organization for the organization's operations.

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

SECTION 1. Subchapter B, Chapter 11, Tax Code, is amended by adding Section 11.36 to read as follows:

Sec. 11.36. LABOR ORGANIZATIONS. (a) In this section, "labor organization" means an organization:

(1) described by Section 101.251, Labor Code; and

(2) exempt from federal income taxation under Section 501(a), Internal Revenue Code of 1986, as an organization described by Section 501(c)(5) of that code.

(b) A labor organization is entitled to an exemption from taxation of the total appraised value of the real and personal property owned and exclusively used by the organization for the organization's operations.

SECTION 2. Section 11.43(c), Tax Code, is amended to read as follows:

(c) An exemption provided by Section 11.13, 11.131, 11.132, 11.133, 11.134, 11.17, 11.18, 11.182, 11.1827, 11.183, 11.19, 11.20, 11.21, 11.22, 11.23(a), (h), (j), (j-1), or (m), 11.231, 11.254, 11.27, 11.271, 11.29, 11.30, 11.31, 11.315, ~~or~~ 11.35, or 11.36, once allowed, need not be claimed in subsequent years, and

1 except as otherwise provided by Subsection (e), the exemption
2 applies to the property until it changes ownership or the person's
3 qualification for the exemption changes. However, except as
4 provided by Subsection (r), the chief appraiser may require a
5 person allowed one of the exemptions in a prior year to file a new
6 application to confirm the person's current qualification for the
7 exemption by delivering a written notice that a new application is
8 required, accompanied by an appropriate application form, to the
9 person previously allowed the exemption. If the person previously
10 allowed the exemption is 65 years of age or older, the chief
11 appraiser may not cancel the exemption due to the person's failure
12 to file the new application unless the chief appraiser complies
13 with the requirements of Subsection (q), if applicable.

14 SECTION 3. This Act applies only to ad valorem taxes imposed
15 for a tax year that begins on or after the effective date of this
16 Act.

17 SECTION 4. This Act takes effect January 1, 2024, but only
18 if the constitutional amendment proposed by the 88th Legislature,
19 Regular Session, 2023, to authorize the legislature to exempt from
20 ad valorem taxation the real and personal property owned and
21 exclusively used by a labor organization for the organization's
22 operations is approved by the voters. If that amendment is not
23 approved by the voters, this Act has no effect.