

By: Wilson

H.B. No. 485

A BILL TO BE ENTITLED

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AN ACT

relating to the exemption of residential property from ad valorem taxes, assessments, and impact fees imposed by the Midtown Management District.

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

SECTION 1. Section 376.363(c), Local Government Code, is amended to read as follows:

(c) Except as provided by Section 376.371, the ~~[The]~~ district may impose an ad valorem tax, assessment, or impact fee in accordance with Chapter 375 on all property in the district~~[, including industrial, commercial, or residential property,]~~ to finance an improvement this subchapter authorizes the district to construct or acquire or a service this subchapter authorizes the district to provide.

SECTION 2. Section 376.371, Local Government Code, is amended to read as follows:

Sec. 376.371. ~~[CERTAIN]~~ RESIDENTIAL PROPERTY EXEMPTED FROM TAX, ASSESSMENT, OR FEE [NOT EXEMPT]. The district may not impose a tax, assessment, or impact fee on residential property, including a multiunit residential property or a condominium. [Section 375.161 does not apply to the district.]

SECTION 3. (a) The proper and legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and

1 the notice and a copy of this Act have been furnished to all
2 persons, agencies, officials, or entities to which they are
3 required to be furnished by the constitution and other laws of this
4 state, including the governor, who has submitted the notice and Act
5 to the Texas Commission on Environmental Quality.

6 (b) The Texas Commission on Environmental Quality has filed
7 its recommendations relating to this Act with the governor,
8 lieutenant governor, and speaker of the house of representatives
9 within the required time.

10 (c) All requirements of the constitution and laws of this
11 state and the rules and procedures of the legislature with respect
12 to the notice, introduction, and passage of this Act are fulfilled
13 and accomplished.

14 SECTION 4. This Act takes effect January 1, 2004, but only
15 if the constitutional amendment proposed by the 78th Legislature,
16 Regular Session, 2003, authorizing the creation of conservation and
17 reclamation districts to promote, encourage, and maintain
18 employment, commerce, economic development, and the public welfare
19 in the commercial areas of municipalities and metropolitan regions
20 of this state and authorizing the legislature to exempt residential
21 property from ad valorem taxation by districts created for those
22 purposes is approved by the voters. If that amendment is not
23 approved by the voters, this Act has no effect.