

1-1 By: Bohac, et al. (Senate Sponsor - Janek) H.J.R. No. 4  
1-2 (In the Senate - Received from the House May 12, 2003;  
1-3 May 13, 2003, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 26, 2003, reported favorably by  
1-5 the following vote: Yeas 3, Nays 0; May 26, 2003, sent to printer.)

1-6 HOUSE JOINT RESOLUTION

1-7 proposing a constitutional amendment authorizing the legislature  
1-8 to limit the maximum average annual increase in the appraised value  
1-9 of real property for ad valorem tax purposes to five percent or  
1-10 more.

1-11 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 1(i), Article VIII, Texas Constitution,  
1-13 is amended to read as follows:

1-14 (i) Notwithstanding Subsections (a) and (b) of this  
1-15 section, the Legislature by general law may limit the maximum  
1-16 average annual percentage increase in the appraised value of real  
1-17 property [~~residence homesteads~~] for ad valorem tax purposes to five  
1-18 [~~10~~] percent, or a greater percentage, for each year since the most  
1-19 recent tax appraisal. A limitation on appraisal increases  
1-20 authorized by this subsection:

1-21 (1) takes effect in the tax year following the first  
1-22 tax year in which the owner owns the property on January 1, or, if  
1-23 the property is [as to] a residence homestead, in [on the later of  
1-24 the effective date of the law imposing the limitation or January 1  
1-25 of] the tax year following the first tax year in which the owner  
1-26 qualifies the property for an exemption under Section 1-b of this  
1-27 article; and

1-28 (2) expires on January 1 of the [first] tax year  
1-29 following the tax year in which [that neither] the owner of the  
1-30 property when the limitation took effect sells or otherwise  
1-31 transfers ownership of the property, except that the Legislature by  
1-32 general law may provide for the limitation applicable to a  
1-33 residence homestead to continue during ownership of the property by  
1-34 [nor] the owner's spouse or surviving spouse [qualifies for an  
1-35 exemption under Section 1-b of this article].

1-36 SECTION 2. This proposed constitutional amendment shall be  
1-37 submitted to the voters at an election to be held September 13,  
1-38 2003. The ballot shall be printed to permit voting for or against  
1-39 the proposition: "The constitutional amendment authorizing the  
1-40 legislature to limit the maximum average annual increase in the  
1-41 appraised value of real property for ad valorem tax purposes to five  
1-42 percent or more."

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