

By: Howard

H.J.R. No. 9

A JOINT RESOLUTION

1 proposing a constitutional amendment to authorize the legislature  
2 to set a limit of two percent on the annual percentage increase in  
3 the appraised value of residence homesteads and certain other  
4 residential property.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subsection (i), Section 1, Article VIII, Texas  
7 Constitution, is amended to read as follows:

8 (i) Notwithstanding Subsections (a) and (b) of this  
9 section, the Legislature by general law may limit the maximum  
10 average annual percentage increase in the appraised value for ad  
11 valorem tax purposes of a residence homestead or other residential  
12 property a person owns consisting of not more than four dwelling  
13 units [~~homesteads for ad valorem tax purposes~~] to two [~~10~~] percent,  
14 or a greater percentage, for each year since the most recent tax  
15 appraisal. A limitation on appraisal increases authorized by this  
16 subsection[+]

17 [~~(1) takes effect as to a residence homestead on the~~  
18 ~~later of the effective date of the law imposing the limitation or~~  
19 ~~January 1 of the tax year following the first tax year the owner~~  
20 ~~qualifies the property for an exemption under Section 1-b of this~~  
21 ~~article, and~~

22 [~~(2)~~] expires on January 1 of the first tax year after  
23 the property ceases to be used for residential purposes or the  
24 property is sold or transferred to another person who is not [~~that~~

1 ~~neither the owner of the property when the limitation took effect~~  
2 ~~nor~~] the owner's spouse or surviving spouse [~~qualifies for an~~  
3 ~~exemption under Section 1-b of this article~~]. For purposes of this  
4 subsection, property does not cease to be used for residential  
5 purposes solely because the property is temporarily unoccupied or  
6 being remodeled or repaired consistent with residential use.

7         SECTION 2. This proposed constitutional amendment shall be  
8 submitted to the voters at an election to be held November 4, 2003.  
9 The ballot shall be printed to permit voting for or against the  
10 proposition: "The constitutional amendment to authorize the  
11 legislature to set a limit of two percent on the annual percentage  
12 increase in the appraised value of residence homesteads and certain  
13 other residential property."