

1-1 By: Harris S.B. No. 1452  
1-2 (In the Senate - Filed March 13, 2003; March 20, 2003, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 29, 2003, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;  
1-6 April 29, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1452 By: Gallegos

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to an offense for certain communications between an  
1-11 appraisal review board member and a chief appraiser or appraisal  
1-12 district employee concerning a matter related to an ad valorem tax  
1-13 protest.

1-14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-15 SECTION 1. Subchapter C, Chapter 6, Tax Code, is amended by  
1-16 adding Section 6.411 to read as follows:

1-17 Sec. 6.411. EX PARTE COMMUNICATIONS; PENALTY. (a) A  
1-18 member of an appraisal review board commits an offense if the member  
1-19 communicates with the chief appraiser or another employee of the  
1-20 appraisal district for which the appraisal review board is  
1-21 established in violation of Section 41.66(f).

1-22 (b) A chief appraiser or another employee of an appraisal  
1-23 district commits an offense if the chief appraiser or other  
1-24 employee communicates with a member of the appraisal review board  
1-25 established for the appraisal district in a circumstance in which  
1-26 the appraisal review board member is prohibited by Section 41.66(f)  
1-27 from communicating with the chief appraiser or other employee.

1-28 (c) This section does not apply to communications that do  
1-29 not discuss the specific evidence, argument, facts, merits, or  
1-30 property involved in a hearing currently pending before the  
1-31 appraisal review board or to communications between the board and  
1-32 its legal counsel.

1-33 (d) An offense under this section is a Class C misdemeanor.

1-34 SECTION 2. This Act takes effect September 1, 2003.

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