

By: Bohac

H.J.R. No. 22

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the legislature
2 to establish for purposes of ad valorem taxation by a school
3 district a limit on the annual increase in the appraised value of
4 residence homesteads of five percent or more, and to permit other
5 political subdivisions to adopt a limit on those appraisal
6 increases of less than 10 percent but not less than five percent.

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

8 SECTION 1. Section 1, Article VIII, Texas Constitution, is
9 amended by amending Subsection (i) and adding Subsection (i-1) to
10 read as follows:

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

21 (1) takes effect as to a residence homestead on the
22 later of the effective date of the law imposing the limitation or
23 January 1 of the tax year following the first tax year the owner
24 qualifies the property for an exemption under Section 1-b of this

1 article; and

2 (2) expires on January 1 of the first tax year that
3 neither the owner of the property when the limitation took effect
4 nor the owner's spouse or surviving spouse qualifies for an
5 exemption under Section 1-b of this article.

6 (i-1) Notwithstanding Subsections (a), (b), and (i) of this
7 section, the Legislature by general law may authorize the governing
8 body of a political subdivision other than a school district but
9 including a junior college district to establish for purposes of ad
10 valorem taxation by the political subdivision a limit on the
11 maximum average annual percentage increase in the appraised value
12 of residence homesteads in the political subdivision that is less
13 than 10 percent but not less than five percent. A limitation on
14 residence homestead appraisal increases established under this
15 subsection takes effect and expires in the manner provided by
16 Subsection (i) of this section. If the governing body of a
17 political subdivision establishes a limit on appraisal increases
18 under this subsection, the limitation remains in effect until
19 amended or rescinded by the governing body.

20 SECTION 2. This proposed constitutional amendment shall be
21 submitted to the voters at an election to be held November 8, 2005.
22 The ballot shall be printed to permit voting for or against the
23 proposition: "The constitutional amendment authorizing the
24 legislature to establish for purposes of ad valorem taxation by a
25 school district a limit on the annual increase in the appraised
26 value of residence homesteads of five percent or more, and to permit
27 other political subdivisions to adopt a limit on those appraisal

1 increases of less than 10 percent but not less than five percent."