

By: Paxton

H.J.R. No. 28

A JOINT RESOLUTION

1 proposing a constitutional amendment providing for school district
2 property tax rate reduction through the dedication of a portion of
3 available state revenue for that purpose.

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

5 SECTION 1. Article VII, Texas Constitution, is amended by
6 adding Section 3A to read as follows:

7 Sec. 3A. (a) In this section:

8 (1) "Available state revenue" means state revenue from
9 any source other than federal funds. The term does not include
10 revenue that, under another provision of this constitution, may be
11 used only for a particular purpose.

12 (2) "Increase in available state revenue" means the
13 amount by which the estimate made by the comptroller of public
14 accounts under Section 49a(a), Article III, of this constitution of
15 available state revenue for the succeeding fiscal biennium exceeds
16 the estimate made by the comptroller under that section of
17 available state revenue for the current fiscal biennium.

18 (b) In each fiscal biennium, an amount of general revenue
19 equal to one-third of any increase in available state revenue for
20 the biennium must be used to reduce, as provided by general law, the
21 rate of the school district maintenance tax authorized by Section
22 3(e) of this article.

23 SECTION 2. The following temporary provision is added to
24 the Texas Constitution:

1 TEMPORARY PROVISION. (a) This temporary provision applies
2 to the constitutional amendment proposed by the 79th Legislature,
3 3rd Called Session, 2006, dedicating a portion of future increases
4 in available state revenue to school district maintenance tax rate
5 reduction and expires January 1, 2008.

6 (b) Added Section 3A, Article VII, of this constitution
7 takes effect January 1, 2007, and applies only to a fiscal biennium
8 that begins on or after that date.

9 SECTION 3. This proposed constitutional amendment shall be
10 submitted to the voters at an election to be held November 7, 2006.
11 The ballot shall be printed to permit voting for or against the
12 proposition: "The constitutional amendment reducing school
13 district property tax rates through the dedication of a portion of
14 available state revenue for that purpose."