

By: Villarreal

H.B. No. 2326

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the appraisal for ad valorem tax purposes of property
3 located in more than one appraisal district.

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

5 SECTION 1. Section 6.02(a), Tax Code, is amended to read as
6 follows:

7 The [~~(a) Except as otherwise provided by this section, the~~]
8 appraisal district's boundaries are the same as the county's
9 boundaries.

10 SECTION 2. Section 41.097(a), Education Code, is amended to
11 read as follows:

12 (a) The total amount required under Section 41.093 for a
13 district to purchase attendance credits under this subchapter for
14 any school year is reduced by an amount equal to the product of the
15 district's total costs under Section 6.06, Tax Code, for the
16 [~~central~~] appraisal district or districts in which it participates
17 multiplied by a percentage that is computed by dividing the total
18 amount required under Section 41.093 by the total amount of taxes
19 imposed in the district for that year less any amounts paid into a
20 tax increment fund under Chapter 311, Tax Code.

21 SECTION 3. Section 41.210(b), Education Code, is amended to
22 read as follows:

23 (b) As soon as practicable after the detachment and
24 annexation of property, the chief appraiser of the appraisal

1 district in which the property is located [~~for the school district~~
2 ~~from which the property is detached~~] shall send a written notice of
3 the detachment and annexation to the owner of any property taxable
4 in a different school district as a result of the detachment and
5 annexation. The notice must include the name of the school district
6 by which the property is taxable after the detachment and
7 annexation.

8 SECTION 4. The following statutes are repealed:

- 9 (1) Section 13.007, Education Code;
10 (2) Sections 6.02(b)-(g), Tax Code;
11 (3) Section 6.025, Tax Code; and
12 (4) Section 6.03(m), Tax Code.

13 SECTION 5. (a) The changes in law made by this Act relating
14 to the appraisal of property for ad valorem tax purposes apply only
15 to the appraisal of property for a tax year that begins on or after
16 January 1, 2006.

17 (b) The term of each appraisal district director in an
18 appraisal district described by Section 6.025, Tax Code, as that
19 law existed immediately before September 1, 2005, serving a
20 staggered term that but for this subsection would expire after
21 January 1, 2006, expires on January 1, 2006. The appraisal district
22 board of directors shall fill the vacant directorships as soon as
23 practicable after January 1, 2006, as provided by Section 6.03(1),
24 Tax Code.

25 (c) Notwithstanding Section 6.03, Tax Code, a taxing unit is
26 entitled to vote in 2005 for appraisal district directors for terms
27 beginning on January 1, 2006, in each appraisal district in which

1 the taxing unit will participate in 2006 under the law as amended by
2 this Act. The voting entitlement of each taxing unit entitled to
3 vote for directors in 2005 is determined for each appraisal
4 district by dividing the total dollar amount of property taxes
5 imposed by the taxing unit for the 2004 tax year in the county for
6 which the appraisal district is established by the sum of the total
7 dollar amount of property taxes imposed in that county for that year
8 by each taxing unit that is entitled to vote for directors of that
9 appraisal district under this subsection in 2005, by multiplying
10 the quotient by 1,000, and by rounding the product to the nearest
11 whole number. That number is multiplied by the number of
12 directorships to be filled. A taxing unit located in two or more
13 counties is entitled to vote in the appraisal district established
14 for each county in which it is located, but only the taxes imposed
15 in 2004 in the county for which a district is established are used
16 to calculate the 2005 voting entitlement in that district.

17 (d) Notwithstanding Section 6.06, Tax Code, not later than
18 September 15, 2005, the chief appraiser of each appraisal district
19 shall revise the proposed 2006 budget for the district, if
20 necessary, to account for the changes in law made by this Act.

21 (e) Notwithstanding Section 6.06, Tax Code, for the 2006 tax
22 year, each taxing unit participating in an appraisal district in
23 2006 is allocated a portion of the amount of the 2006 budget for the
24 district equal to the proportion that the total dollar amount of
25 property taxes imposed in the county for which the district is
26 established by the unit for the 2005 tax year bears to the sum of the
27 total dollar amount of property taxes imposed in the county by each

1 participating unit for that year. If a taxing unit participates in
2 two or more appraisal districts in 2006, only the 2005 taxes imposed
3 in the county for which a district is established are used to
4 calculate the unit's cost allocations for 2006 in that district.

5 SECTION 6. (a) Except as provided by Subsection (b) of this
6 section, this Act takes effect January 1, 2006.

7 (b) Section 5 of this Act takes effect September 1, 2005.