

By: Otto, Keffer, Rose, Howard of Travis,
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H.B. No. 216

A BILL TO BE ENTITLED

AN ACT

relating to the margin of error the comptroller of public accounts must use to determine whether the local value for a school district is valid after conducting the annual property value study.

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

SECTION 1. Section 403.302(c), Government Code, is amended to read as follows:

(c) If after conducting the annual study the comptroller determines that the local value for a school district is valid, the local value is presumed to represent taxable value for the school district. In the absence of that presumption, taxable value for a school district is the state value for the school district determined by the comptroller under Subsections (a) and (b) unless the local value exceeds the state value, in which case the taxable value for the school district is the district's local value. In determining whether the local value for a school district is valid, the comptroller shall use a margin of error of 10 [~~that does not exceed five~~] percent unless the comptroller determines that the size of the sample of properties necessary to make the determination makes the use of such a margin of error not feasible, in which case the comptroller may use a larger margin of error.

SECTION 2. The change in law made by this Act applies only to the annual study conducted under Section 403.302, Government Code, for a tax year that begins on or after January 1, 2007. The

1 annual study for a tax year that begins before that date is covered
2 by the law in effect immediately before the effective date of this
3 Act, and the prior law is continued in effect for that purpose.

4 SECTION 3. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect on the 91st day after the last day of the
9 legislative session.