

By: Vo

H.J.R. No. 41

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the legislature
2 to limit the maximum average annual increase in the appraised value
3 of real property for ad valorem tax purposes to 10 percent or more.

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

5 SECTION 1. Section 1(i), Article VIII, Texas Constitution,
6 is amended to read as follows:

7 (i) Notwithstanding Subsections (a) and (b) of this
8 section, the Legislature by general law may limit the maximum
9 average annual percentage increase in the appraised value of real
10 property [~~residence homesteads~~] for ad valorem tax purposes to 10
11 percent, or a greater percentage, for each year since the most
12 recent tax appraisal. A limitation on appraisal increases
13 authorized by this subsection:

14 (1) takes effect in the tax year following the first
15 tax year in which the owner owns the property on January 1, or, if
16 the property qualifies for an exemption as the [to a] residence
17 homestead of the owner under Section 1-b of this article in the tax
18 year in which the owner acquires the property, in [on the later of
19 the effective date of the law imposing the limitation or January 1
20 of] the tax year following the [first] tax year in which the owner
21 acquires [qualifies] the property [for an exemption under Section
22 1-b of this article]; and

23 (2) expires on January 1 of the [~~first~~] tax year
24 following the tax year in which [that neither] the owner of the

1 property when the limitation took effect ceases to own the
2 property, except that the Legislature by general law may provide
3 for the limitation applicable to a residence homestead to continue
4 during ownership of the property by [nor] the owner's spouse or
5 surviving spouse [qualifies for an exemption under Section 1-b of
6 this article].

7 SECTION 2. This proposed constitutional amendment shall be
8 submitted to the voters at an election to be held November 6, 2007.
9 The ballot shall be printed to permit voting for or against the
10 proposition: "The constitutional amendment authorizing the
11 legislature to limit the maximum average annual increase in the
12 appraised value of real property for ad valorem tax purposes to 10
13 percent or more."