

By: Shapiro

S.B. No. 162

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to property tax abatement agreements entered into by the  
3 Dallas County Utility and Reclamation District pertaining to  
4 single-family residential property and to the validation of certain  
5 actions of the district.

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

7 SECTION 1. Subdivision (7), Section 4B, Chapter 628, Acts  
8 of the 68th Legislature, Regular Session, 1983, is amended to read  
9 as follows:

10 (7) Except as provided by Subdivision (8) of this  
11 section, a tax abatement agreement shall provide that the portion  
12 of the taxable value of the property subject to the agreement that  
13 exceeds the taxable value of the property for the year in which  
14 notice for the project to which the agreement pertains is submitted  
15 is:

16 (A) subject to an effective tax rate of:

17 (i) 60 cents for each \$100 of taxable value  
18 of property if the property is residential real property other than  
19 single-family residential property; and

20 (ii) 50 cents for each \$100 of taxable value  
21 of property if the property is nonresidential real property; and

22 (B) exempt from taxation or subject to an  
23 effective tax rate not to exceed 60 cents for each \$100 of taxable  
24 value of property, as provided by the terms of the agreement as

1 voluntarily entered into by the parties, if the property is  
2 single-family residential property.

3 SECTION 2. (a) All governmental and proprietary actions of  
4 the Dallas County Utility and Reclamation District taken before the  
5 effective date of this Act are validated, ratified, and confirmed  
6 in all respects as if the actions had been taken as authorized by  
7 law.

8 (b) This section does not apply to any matter that on the  
9 effective date of this Act:

10 (1) is involved in litigation if the litigation  
11 ultimately results in the matter being held invalid by a final court  
12 judgment; or

13 (2) has been held invalid by a final court judgment.

14 SECTION 3. (a) The legal notice of the intention to  
15 introduce this Act, setting forth the general substance of this  
16 Act, has been published as provided by law, and the notice and a  
17 copy of this Act have been furnished to all persons, agencies,  
18 officials, or entities to which they are required to be furnished  
19 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
20 Government Code.

21 (b) The governor, one of the required recipients, has  
22 submitted the notice and Act to the Texas Commission on  
23 Environmental Quality.

24 (c) The Texas Commission on Environmental Quality has filed  
25 its recommendations relating to this Act with the governor, the  
26 lieutenant governor, and the speaker of the house of  
27 representatives within the required time.

1           (d) All requirements of the constitution and laws of this  
2 state and the rules and procedures of the legislature with respect  
3 to the notice, introduction, and passage of this Act are fulfilled  
4 and accomplished.

5           SECTION 4. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2007.