

By: Hegar

S.B. No. 390

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a temporary prohibition on increasing the appraised
3 value of a residence homestead for ad valorem tax purposes
4 following determination of a protest or appeal.

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

6 SECTION 1. Subchapter A, Chapter 23, Tax Code, is amended by
7 adding Section 23.04 to read as follows:

8 Sec. 23.04. TEMPORARY PROHIBITION ON INCREASING APPRAISED
9 VALUE OF RESIDENCE HOMESTEAD. (a) The appraised value of a
10 residence homestead may not exceed the appraised value of the
11 homestead for the preceding tax year if the appraised value of the
12 property as determined by the chief appraiser for the preceding tax
13 year was reduced:

14 (1) by the appraisal review board and the board's
15 determination was not overturned on appeal; or

16 (2) as a result of the final determination of an appeal
17 of the order of the appraisal review board.

18 (b) This section does not apply to property that does not
19 qualify for an exemption under Section 11.13 in both the current tax
20 year and the preceding tax year.

21 (c) Subsection (a) does not prohibit an increase in
22 appraised value attributable to a new improvement, as defined by
23 Section 23.23(e).

24 SECTION 2. This Act applies only to the appraisal of a

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1 residence homestead for ad valorem tax purposes for a tax year
2 beginning on or after the effective date of this Act.

3 SECTION 3. This Act takes effect January 1, 2008.