

By: Patrick, Dan

S.B. No. 801

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 and to the boundaries of
4 an appraisal district.

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

6 SECTION 1. Sections 6.02(a) and (b), Tax Code, are amended
7 to read as follows:

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

11 (b) This section does not preclude the board of directors of
12 two or more adjoining appraisal districts from providing for the
13 operation of a consolidated appraisal district by interlocal
14 contract ~~[A taxing unit that has boundaries extending into two or~~
15 ~~more counties may choose to participate in only one of the appraisal~~
16 ~~districts. In that event, the boundaries of the district chosen~~
17 ~~extend outside the county to the extent of the unit's boundaries.~~
18 ~~To be effective, the choice must be approved by resolution of the~~
19 ~~board of directors of the district chosen. The choice of a school~~
20 ~~district to participate in a single appraisal district does not~~
21 ~~apply to property annexed to the school district under Subchapter C~~
22 ~~or G, Chapter 41, Education Code, unless:~~

23 ~~[(1) the school district taxes property other than~~
24 ~~property annexed to the district under Subchapter C or G, Chapter~~

1 ~~41, Education Code, in the same county as the annexed property; or~~
2 ~~[(2) the annexed property is contiguous to property in~~
3 ~~the school district other than property annexed to the district~~
4 ~~under Subchapter C or G, Chapter 41, Education Code].~~

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

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

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

18 (b) As soon as practicable after the detachment and
19 annexation of property, the chief appraiser of the appraisal
20 district in which the property is located ~~[for the school district~~
21 ~~from which the property is detached]~~ shall send a written notice of
22 the detachment and annexation to the owner of any property taxable
23 in a different school district as a result of the detachment and
24 annexation. The notice must include the name of the school district
25 by which the property is taxable after the detachment and
26 annexation.

27 SECTION 4. The following statutes are repealed:

- 1 (1) Section 13.007, Education Code;
- 2 (2) Sections 6.02(c)-(g), Tax Code;
- 3 (3) Section 6.025, Tax Code; and
- 4 (4) Section 6.03(m), Tax Code.

5 SECTION 5. (a) The changes in law made by this Act relating
6 to the appraisal of property for ad valorem tax purposes apply only
7 to the appraisal of property for a tax year that begins on or after
8 January 1, 2008.

9 (b) The term of each appraisal district director in an
10 appraisal district described by Section 6.025, Tax Code, as that
11 law existed immediately before September 1, 2007, serving a
12 staggered term that but for this subsection would expire after
13 January 1, 2008, expires on January 1, 2008. The appraisal district
14 board of directors shall fill the vacant directorships as soon as
15 practicable after January 1, 2008, as provided by Section 6.03(1),
16 Tax Code.

17 (c) Notwithstanding Section 6.03, Tax Code, a taxing unit is
18 entitled to vote in 2007 for appraisal district directors for terms
19 beginning on January 1, 2008, in each appraisal district in which
20 the taxing unit will participate in 2008 under the law as amended by
21 this Act. The voting entitlement of each taxing unit entitled to
22 vote for directors in 2007 is determined for each appraisal
23 district by:

- 24 (1) dividing the total dollar amount of property
25 taxes imposed by the taxing unit for the 2006 tax year in the county
26 for which the appraisal district is established by the sum of all
27 the total dollar amounts of property taxes imposed in that county

1 for that year by each taxing unit that is entitled to vote for
2 directors of that appraisal district under this subsection in 2007;

3 (2) multiplying the quotient by 1,000;

4 (3) rounding the product to the nearest whole number;
5 and

6 (4) multiplying the result by the number of
7 directorships to be filled.

8 (d) A taxing unit located in two or more counties is
9 entitled to vote in the appraisal district established for each
10 county in which it is located, but only the taxes imposed in 2006 in
11 the county for which a district is established are used to calculate
12 the 2007 voting entitlement in that district.

13 (e) Notwithstanding Section 6.06, Tax Code, not later than
14 September 15, 2007, the chief appraiser of each appraisal district
15 shall revise the proposed 2008 budget for the district, if
16 necessary, to account for the changes in law made by this Act.

17 (f) Notwithstanding Section 6.06, Tax Code, for the 2008 tax
18 year, each taxing unit participating in an appraisal district in
19 2008 is allocated a portion of the amount of the 2008 budget for the
20 district equal to the proportion that the total dollar amount of
21 property taxes imposed in the county for which the district is
22 established by the unit for the 2007 tax year bears to the sum of the
23 total dollar amount of property taxes imposed in the county by each
24 participating unit for that year. If a taxing unit participates in
25 two or more appraisal districts in 2008, only the 2007 taxes imposed
26 in the county for which a district is established are used to
27 calculate the unit's cost allocations for 2008 in that district.

1 SECTION 6. (a) Except as provided by Subsection (b) of this
2 section, this Act takes effect January 1, 2008.

3 (b) This section and Section 5 of this Act take effect
4 September 1, 2007.