

By: Duncan

S.B. No. 1311

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of the commissioners court of a county to  
3 enter into an ad valorem tax abatement agreement with certain  
4 property owners.

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

6 SECTION 1. Section 312.402, Tax Code, is amended by adding  
7 Subsection (a-1) to read as follows:

8 (a-1) This subsection applies only to tangible personal  
9 property and fixtures, improvements, or other real property used  
10 for renewable energy electric generation. The commissioners court  
11 may execute a tax abatement agreement with a lessee of taxable real  
12 property located in a reinvestment zone designated under this  
13 subchapter to exempt from taxation all or a portion of the value of  
14 fixtures, improvements, or other real property owned by the lessee  
15 and located on the property that is the subject of the lease, all or  
16 a portion of the value of tangible personal property owned by the  
17 lessee and located on the real property that is the subject of the  
18 lease, or all or a portion of the value of both.

19 SECTION 2. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2009.