

1-1 By: Duncan S.B. No. 1311
1-2 (In the Senate - Filed March 3, 2009; March 17, 2009, read
1-3 first time and referred to Committee on Economic Development;
1-4 April 7, 2009, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; April 7, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the authority of the commissioners court of a county to
1-9 enter into an ad valorem tax abatement agreement with certain
1-10 property owners.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 312.402, Tax Code, is amended by adding
1-13 Subsection (a-1) to read as follows:

1-14 (a-1) This subsection applies only to tangible personal
1-15 property and fixtures, improvements, or other real property used
1-16 for renewable energy electric generation. The commissioners court
1-17 may execute a tax abatement agreement with a lessee of taxable real
1-18 property located in a reinvestment zone designated under this
1-19 subchapter to exempt from taxation all or a portion of the value of
1-20 fixtures, improvements, or other real property owned by the lessee
1-21 and located on the property that is the subject of the lease, all or
1-22 a portion of the value of tangible personal property owned by the
1-23 lessee and located on the real property that is the subject of the
1-24 lease, or all or a portion of the value of both.

1-25 SECTION 2. This Act takes effect immediately if it receives
1-26 a vote of two-thirds of all the members elected to each house, as
1-27 provided by Section 39, Article III, Texas Constitution. If this
1-28 Act does not receive the vote necessary for immediate effect, this
1-29 Act takes effect September 1, 2009.

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