

By: Hilderbran

H.B. No. 1287

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the contents of an application by certain persons for an  
3 exemption from ad valorem taxation of the person's residence  
4 homestead.

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

6 SECTION 1. Section 11.43, Tax Code, is amended by amending  
7 Subsections (j) and (n) and adding Subsection (p) to read as  
8 follows:

9 (j) In addition to the items required by Subsection (f), an  
10 application for a residence homestead exemption prescribed by the  
11 comptroller and authorized by Section 11.13 must:

12 (1) list each owner of the residence homestead and the  
13 interest of each owner;

14 (2) state that the applicant does not claim an  
15 exemption under that section on another residence homestead in this  
16 state or claim a residence homestead exemption on a residence  
17 homestead outside this state;

18 (3) state that each fact contained in the application  
19 is true;

20 (4) include a copy of the applicant's driver's license  
21 or state-issued personal identification certificate unless the  
22 applicant ~~[and]~~:

23 (A) is a resident of a facility that provides  
24 services related to health, infirmity, or aging ~~[a copy of the~~

1 ~~applicant's vehicle registration receipt]; or~~

2 (B) is certified for participation in the address  
3 confidentiality program administered by the attorney general under  
4 Subchapter C, Chapter 56, Code of Criminal Procedure ~~[if the~~  
5 ~~applicant does not own a vehicle, an affidavit to that effect signed~~  
6 ~~by the applicant and a copy of a utility bill for the property~~  
7 ~~subject to the claimed exemption in the applicant's name];~~

8 (5) state that the applicant has read and understands  
9 the notice of the penalties required by Subsection (f); and

10 (6) be signed by the applicant.

11 (n) Except as provided by Subsection (p), a [A] chief  
12 appraiser may not allow an applicant an exemption provided by  
13 Section 11.13 if the applicant is required under Subsection (j) to  
14 provide a copy of the applicant's driver's license or state-issued  
15 personal identification certificate unless [+

16 [~~(1)~~] the address listed on the driver's license or  
17 state-issued personal identification certificate provided by the  
18 applicant [~~under Subsection (j)~~] corresponds to the address [~~on the~~  
19 ~~applicant's vehicle registration receipt or utility bill provided~~  
20 ~~under that subsection, and~~

21 [~~(2)~~ the address indicated in Subdivision (1)  
22 ~~corresponds to the address~~] of the property for which the exemption  
23 is claimed.

24 (p) A chief appraiser may waive the requirement provided by  
25 Subsection (n) that the address of the property for which the  
26 exemption is claimed correspond to the address listed on the  
27 driver's license or state-issued personal identification

1 certificate provided by the applicant under Subsection (j) if the  
2 applicant:

3 (1) is an active duty member of the armed services of  
4 the United States or the spouse of an active duty member and the  
5 applicant includes with the application a copy of the applicant's  
6 or spouse's military identification card and a copy of a utility  
7 bill for the property subject to the claimed exemption in the  
8 applicant's or spouse's name; or

9 (2) holds a driver's license issued under Section  
10 521.121(c) or 521.1211, Transportation Code, and includes with the  
11 application a copy of the application for that license provided to  
12 the Texas Department of Transportation.

13 SECTION 2. The change in law made by this Act applies only  
14 to an application for a residence homestead exemption filed with a  
15 chief appraiser on or after the effective date of this Act. An  
16 application for a residence homestead exemption filed with a chief  
17 appraiser before the effective date of this Act is governed by the  
18 law in effect when the application was filed, and the former law is  
19 continued in effect for that purpose.

20 SECTION 3. This Act takes effect September 1, 2013.