

1-1 By: Hilderbran (Senate Sponsor - Estes) H.B. No. 1287  
 1-2 (In the Senate - Received from the House April 22, 2013;  
 1-3 April 24, 2013, read first time and referred to Committee on  
 1-4 Finance; May 15, 2013, reported favorably by the following vote:  
 1-5 Yeas 13, Nays 0; May 15, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			
1-20	X			
1-21			X	
1-22	X			

1-23 A BILL TO BE ENTITLED  
 1-24 AN ACT

1-25 relating to the contents of an application by certain persons for an  
 1-26 exemption from ad valorem taxation of the person's residence  
 1-27 homestead.

1-28 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-29 SECTION 1. Section 11.43, Tax Code, is amended by amending  
 1-30 Subsections (j) and (n) and adding Subsection (p) to read as  
 1-31 follows:

1-32 (j) In addition to the items required by Subsection (f), an  
 1-33 application for a residence homestead exemption prescribed by the  
 1-34 comptroller and authorized by Section 11.13 must:

1-35 (1) list each owner of the residence homestead and the  
 1-36 interest of each owner;

1-37 (2) state that the applicant does not claim an  
 1-38 exemption under that section on another residence homestead in this  
 1-39 state or claim a residence homestead exemption on a residence  
 1-40 homestead outside this state;

1-41 (3) state that each fact contained in the application  
 1-42 is true;

1-43 (4) include a copy of the applicant's driver's license  
 1-44 or state-issued personal identification certificate unless the  
 1-45 applicant [and]:

1-46 (A) is a resident of a facility that provides  
 1-47 services related to health, infirmity, or aging [a copy of the  
 1-48 applicant's vehicle registration receipt]; or

1-49 (B) is certified for participation in the address  
 1-50 confidentiality program administered by the attorney general under  
 1-51 Subchapter C, Chapter 56, Code of Criminal Procedure [if the  
 1-52 applicant does not own a vehicle, an affidavit to that effect signed  
 1-53 by the applicant and a copy of a utility bill for the property  
 1-54 subject to the claimed exemption in the applicant's name];

1-55 (5) state that the applicant has read and understands  
 1-56 the notice of the penalties required by Subsection (f); and

1-57 (6) be signed by the applicant.

1-58 (n) Except as provided by Subsection (p), a [A] chief  
 1-59 appraiser may not allow an applicant an exemption provided by  
 1-60 Section 11.13 if the applicant is required under Subsection (j) to  
 1-61 provide a copy of the applicant's driver's license or state-issued

2-1 personal identification certificate unless[+]  
 2-2 [~~(1)~~] the address listed on the driver's license or  
 2-3 state-issued personal identification certificate provided by the  
 2-4 applicant [~~under Subsection (j)~~] corresponds to the address [~~on the~~  
 2-5 applicant's vehicle registration receipt or utility bill provided  
 2-6 under that subsection; and  
 2-7 [~~(2)~~ the address indicated in Subdivision (1)  
 2-8 corresponds to the address] of the property for which the exemption  
 2-9 is claimed.

2-10 (p) A chief appraiser may waive the requirement provided by  
 2-11 Subsection (n) that the address of the property for which the  
 2-12 exemption is claimed correspond to the address listed on the  
 2-13 driver's license or state-issued personal identification  
 2-14 certificate provided by the applicant under Subsection (j) if the  
 2-15 applicant:

2-16 (1) is an active duty member of the armed services of  
 2-17 the United States or the spouse of an active duty member and the  
 2-18 applicant includes with the application a copy of the applicant's  
 2-19 or spouse's military identification card and a copy of a utility  
 2-20 bill for the property subject to the claimed exemption in the  
 2-21 applicant's or spouse's name; or

2-22 (2) holds a driver's license issued under Section  
 2-23 521.121(c) or 521.1211, Transportation Code, and includes with the  
 2-24 application a copy of the application for that license provided to  
 2-25 the Texas Department of Transportation.

2-26 SECTION 2. The change in law made by this Act applies only  
 2-27 to an application for a residence homestead exemption filed with a  
 2-28 chief appraiser on or after the effective date of this Act. An  
 2-29 application for a residence homestead exemption filed with a chief  
 2-30 appraiser before the effective date of this Act is governed by the  
 2-31 law in effect when the application was filed, and the former law is  
 2-32 continued in effect for that purpose.

2-33 SECTION 3. This Act takes effect September 1, 2013.

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