

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 14, 2013

TO: Honorable Harvey Hilderbran, Chair, House Committee on Ways & Means

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB875** by King, Phil (Relating to the eligibility of the surviving spouse of a person who is disabled to receive a limitation of school district ad valorem taxes on the person's residence homestead.), **As Introduced**

No fiscal implication to the State is anticipated as a result of passage of this bill alone. The fiscal impact of the bill is shown in the fiscal note for the self-enabling constitutional amendment proposed in HJR 72.

The bill would amend Section 11.26, Tax Code, to transfer a school district property tax limitation (tax ceiling) to the surviving spouses of deceased disabled persons who were qualified at time of death for the \$10 thousand exemption for persons who are at least 65 years of age or disabled. A surviving spouse would be required to be 55 years of age or older and meet certain other requirements. Current law grants the tax ceiling transfer only to surviving spouses of persons over 65 years of age who had been qualified for the exemption.

The proposed constitutional amendment (HJR 72) associated with this bill is self-enabling. Consequently, the fiscal impact of the proposal is shown in the fiscal note for HJR 72.

The bill would take effect on January 1, 2014, contingent on a constitutional amendment.

Local Government Impact

No fiscal implication to units of local government is anticipated as a result of passage of this bill alone. The fiscal impact of the bill is shown in the fiscal note for the self-enabling constitutional amendment proposed in HJR 72.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, KK, SD, SJS