

By: Phillips

H.B. No. 249

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the additional tax imposed on land appraised for ad
3 valorem tax purposes as qualified open-space land if a change in use
4 of the land occurs.

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

6 SECTION 1. Section 23.55(a), Tax Code, is amended to read as
7 follows:

8 (a) If the use of land that has been appraised as provided by
9 this subchapter changes, an additional tax is imposed on the land
10 equal to the difference between the taxes imposed on the land for
11 each of the three [~~five~~] years preceding the year in which the
12 change of use occurs that the land was appraised as provided by this
13 subchapter and the tax that would have been imposed had the land
14 been taxed on the basis of market value in each of those years, plus
15 interest at an annual rate of five [~~seven~~] percent calculated from
16 the dates on which the differences would have become due. For
17 purposes of this subsection, the chief appraiser may not consider
18 any period during which land is owned by the state in determining
19 whether a change in the use of the land has occurred.

20 SECTION 2. The changes in law made by this Act apply only to
21 a change in the use of land appraised under Subchapter D, Chapter
22 23, Tax Code, that occurs on or after the effective date of this
23 Act. A change in the use of land appraised under Subchapter D,
24 Chapter 23, Tax Code, that occurred before the effective date of

1 this Act is governed by the law in effect on the date the change in
2 use occurred, and the former law is continued in effect for that
3 purpose.

4 SECTION 3. This Act takes effect December 1, 2017.