

By: Cospers

H.J.R. No. 43

A JOINT RESOLUTION

1 proposing a constitutional amendment to authorize the legislature  
2 to establish a lower limit on the maximum appraised value of  
3 residence homesteads for ad valorem tax purposes and to establish a  
4 limit on the value of other real property for those purposes.

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

6 SECTION 1. Section 1, Article VIII, Texas Constitution, is  
7 amended by amending Subsection (i) and adding Subsection (k) to  
8 read as follows:

9 (i) Notwithstanding Subsections (a) and (b) of this  
10 section, the Legislature by general law may limit the maximum  
11 appraised value of a residence homestead for ad valorem tax  
12 purposes in a tax year to the lesser of the most recent market value  
13 of the residence homestead as determined by the appraisal entity or  
14 107 [~~110~~] percent, or a greater percentage, of the appraised value  
15 of the residence homestead for the preceding tax year. A limitation  
16 on appraised values authorized by this subsection:

17 (1) takes effect as to a residence homestead on the  
18 later of the effective date of the law imposing the limitation or  
19 January 1 of the tax year following the first tax year the owner  
20 qualifies the property for an exemption under Section 1-b of this  
21 article; and

22 (2) expires on January 1 of the first tax year that  
23 neither the owner of the property when the limitation took effect  
24 nor the owner's spouse or surviving spouse qualifies for an

1 exemption under Section 1-b of this article.

2 (k) This subsection does not apply to a residence homestead  
3 to which Subsection (i) of this section applies. Notwithstanding  
4 Subsections (a) and (b) of this section, the Legislature by general  
5 law may limit the maximum appraised value of real property for ad  
6 valorem tax purposes in a tax year to the lesser of the most recent  
7 market value of the property as determined by the appraisal entity  
8 or 120 percent, or a greater percentage, of the appraised value of  
9 the property for the preceding tax year. A limitation on appraised  
10 values authorized by this subsection:

11 (1) takes effect as to a parcel of real property  
12 described by this subsection on the later of the effective date of  
13 the law imposing the limitation or January 1 of the tax year  
14 following the first tax year in which the owner owns the property on  
15 January 1; and

16 (2) expires on January 1 of the tax year following the  
17 tax year in which the owner of the property ceases to own the  
18 property.

19 SECTION 2. This proposed constitutional amendment shall be  
20 submitted to the voters at an election to be held November 7, 2017.  
21 The ballot shall be printed to provide for voting for or against the  
22 proposition: "The constitutional amendment to authorize the  
23 legislature to limit the maximum appraised value of a residence  
24 homestead for ad valorem tax purposes to 107 percent or more of the  
25 appraised value of the property for the preceding tax year and to  
26 limit the maximum appraised value of real property other than a  
27 residence homestead for those purposes to 120 percent or more of the

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1 appraised value of the property for the preceding tax year."