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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Bohac

1 Amend C.S.H.B. No. 2 (house committee printing) by adding the
2 following appropriately numbered SECTIONS to the bill and
3 renumbering the subsequent SECTIONS of the bill accordingly:

4 SECTION _____. (a) Section 41A.03(a), Tax Code, is amended
5 to read as follows:

6 (a) To appeal an appraisal review board order under this
7 chapter, a property owner must file with the appraisal district not
8 later than the 60th [~~45th~~] day after the date the property owner
9 receives notice of the order:

10 (1) a completed request for binding arbitration under
11 this chapter in the form prescribed by Section 41A.04; and

12 (2) an arbitration deposit made payable to the
13 comptroller in the amount of:

14 (A) \$450, if the property qualifies as the
15 owner's residence homestead under Section 11.13 and the appraised
16 or market value, as applicable, of the property is \$500,000 or less,
17 as determined by the order;

18 (B) \$500, if the property qualifies as the
19 owner's residence homestead under Section 11.13 and the appraised
20 or market value, as applicable, of the property is more than
21 \$500,000, as determined by the order;

22 (C) \$500, if the property does not qualify as the
23 owner's residence homestead under Section 11.13 and the appraised
24 or market value, as applicable, of the property is \$1 million or
25 less, as determined by the order;

26 (D) \$800, if the property does not qualify as the
27 owner's residence homestead under Section 11.13 and the appraised
28 or market value, as applicable, of the property is more than \$1
29 million but not more than \$2 million, as determined by the order;

1 (E) \$1,050, if the property does not qualify as
2 the owner's residence homestead under Section 11.13 and the
3 appraised or market value, as applicable, of the property is more
4 than \$2 million but not more than \$3 million, as determined by the
5 order; or

6 (F) \$1,550, if the property does not qualify as
7 the owner's residence homestead under Section 11.13 and the
8 appraised or market value, as applicable, of the property is more
9 than \$3 million but not more than \$5 million, as determined by the
10 order.

11 (b) This section applies only to an appeal of an appraisal
12 review board order that a property owner receives notice of on or
13 after January 1, 2020. An appeal of an appraisal review board order
14 that a property owner receives notice of before January 1, 2020, is
15 governed by the law in effect immediately before that date, and that
16 law is continued in effect for that purpose.

17 SECTION _____. (a) Section 41A.05, Tax Code, is amended by
18 amending Subsection (a) and adding Subsections (c), (d), and (e) to
19 read as follows:

20 (a) Not later than the 10th day after the date an appraisal
21 district receives from a property owner a completed request for
22 binding arbitration under this chapter and an arbitration deposit
23 as required by Section 41A.03, the appraisal district shall:

24 (1) [~~certify the request,~~
25 [~~+2~~] submit the request and deposit to the
26 comptroller; and

27 (2) [~~+3~~] request the comptroller to appoint a
28 qualified arbitrator to conduct the arbitration.

29 (c) The comptroller may not reject an application submitted
30 to the comptroller under this section unless:

31 (1) the comptroller delivers written notice to the

1 applicant of the defect in the application that would be the cause
2 of the rejection; and

3 (2) the applicant fails to cure the defect on or before
4 the 15th day after the date the comptroller delivers the notice.

5 (d) An applicant may cure a defect in accordance with
6 Subsection (c) at any time before the expiration of the period
7 provided by that subsection, without regard to the deadline for
8 filing the request for binding arbitration under Section 41A.03(a).

9 (e) For purposes of this section, a reference to the
10 applicant includes the applicant's representative if the applicant
11 has retained a representative as provided by Section 41A.08 for
12 purposes of representing the applicant in an arbitration proceeding
13 under this chapter.

14 (b) Section 41A.05, Tax Code, as amended by this section,
15 applies only to a request for binding arbitration received by the
16 comptroller of public accounts from an appraisal district on or
17 after January 1, 2020.