

By: Seliger

S.J.R. No. 46

A JOINT RESOLUTION

1 proposing a constitutional amendment to authorize the legislature
2 to limit the maximum appraised value of real property for ad valorem
3 tax purposes.

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

5 SECTION 1. Section 1(i), Article VIII, Texas Constitution,
6 is amended to read as follows:

7 (i) Notwithstanding Subsections (a) and (b) of this
8 section, the Legislature by general law may limit the maximum
9 appraised value of real property [~~a residence homestead~~] for ad
10 valorem tax purposes in a tax year to the lesser of the most recent
11 market value of the real property [~~residence homestead~~] as
12 determined by the appraisal entity or 105 [~~110~~] percent, or a
13 greater percentage, of the appraised value of the real property
14 [~~residence homestead~~] for the preceding tax year. A limitation on
15 appraised values authorized by this subsection:

16 (1) takes effect in the tax year following the first
17 tax year in which the owner owns the property on January 1 or, if the
18 property qualifies for an exemption as the [~~to a~~] residence
19 homestead of the owner under Section 1-b of this article in the tax
20 year in which the owner acquires the property, in [~~on the later of~~
21 ~~the effective date of the law imposing the limitation or January 1~~
22 ~~of~~] the tax year following the [~~first~~] tax year in which the owner
23 acquires [~~qualifies~~] the property [~~for an exemption under Section~~
24 ~~1-b of this article~~]; and

1 (2) expires on January 1 of the [~~first~~] tax year
2 following the tax year in which [~~that neither~~] the owner of the
3 property when the limitation took effect ceases to own the
4 property, except that the Legislature by general law may provide
5 for the limitation applicable to a residence homestead to continue
6 during ownership of the property by [~~nor~~] the owner's spouse or
7 surviving spouse [~~qualifies for an exemption under Section 1-b of~~
8 ~~this article~~].

9 SECTION 2. This proposed constitutional amendment shall be
10 submitted to the voters at an election to be held November 5, 2019.
11 The ballot shall be printed to permit voting for or against the
12 proposition: "The constitutional amendment to authorize the
13 legislature to limit the maximum appraised value of real property
14 for ad valorem tax purposes to 105 percent or more of the appraised
15 value of the property for the preceding tax year."