

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 18, 2021**

**TO:** Honorable Morgan Meyer, Chair, House Committee on Ways & Means

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HJR141** by Goldman (Proposing a constitutional amendment to authorize a political subdivision other than a school district to establish a limitation on the amount of ad valorem taxes that the political subdivision may impose on the residence homesteads of persons who are disabled or elderly and their surviving spouses.), **As Introduced**

**No fiscal implication to the State is anticipated**, other than the cost of publication.

The cost to the state for publication of the resolution is \$178,333.

The joint resolution would propose an amendment to Section 1-b (h) of Article VIII of the Constitution, to enable taxing units other than schools to limit the property taxes on the residence homestead of an individual who is at least 65 years of age, or disabled, to the amount of taxes paid on the homestead in the first tax year the individual qualified. The Constitution currently requires school districts to provide the property tax limitation and gives cities, counties and junior colleges the option to provide the tax limitation. Under the amendment, all other taxing units would have the option to provide the tax limitation.

The proposed constitutional amendment, if approved by the voters, would create a cost to units of local government other than school districts that choose to adopt the the property tax limitation. To the extent that taxing units other than schools, cities, counties, and junior colleges adopt the property tax limitation on the residence homestead of an individual who is at least 65 years of age or disabled, the resolution would create a cost to those taxing units. No information is available about the number of taxing units that would choose to provide the limitation. Consequently, the cost of the resolution to these units of local government cannot be estimated. There would be no cost to the state other than the cost of publication. There would be no cost to local taxing units other than those that choose to adopt the property tax limitation.

The cost to the state for publication of the resolution is \$178,333.

The proposed amendment would be submitted to voters at an election to be held November 5, 2021.

**Local Government Impact**

The proposed constitutional amendment, if approved by the voters, would create a cost to units of local government other than school districts, cities, counties, and junior colleges that choose to adopt the property tax limitation.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** JMc, KK, SD, BRI