

By: Bettencourt

S.B. No. 1

A BILL TO BE ENTITLED

AN ACT

relating to providing property tax relief through the public school finance system, exemptions, and limitations on taxes and providing franchise tax relief.

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

ARTICLE 1. SHORT TITLE

SECTION 1.01. This Act may be cited as the Property Tax and Franchise Tax Relief Act.

ARTICLE 2. SCHOOL DISTRICT TAX RATE COMPRESSION

SECTION 2.01. Section 48.255(b), Education Code, is amended to read as follows:

(b) The state compression percentage is the lower of:

(1) 93 percent, or a lower percentage set by appropriation for a school year;

(2) the percentage determined by the following formula:

$$\text{SCP} = \text{PYCP} \times \frac{1.0175}{1.025} / (1 + \text{ECPV}); \text{ or}$$

(3) the percentage determined under this section for the preceding school year.

SECTION 2.02. Section 48.2551(b), Education Code, is amended to read as follows:

(b) Except as provided by Subsection (c), a district's maximum compressed rate ("MCR") is the lesser of:

(1) the rate determined by the following applicable

1 formula:

2 (A) if "DPV" exceeds "PYDPV" by an amount equal
3 to or greater than 1.75 [~~2.5~~] percent:

4
$$\text{MCR} = (\underline{1.0175} [\del{1.025}] ((\text{PYDPV} + \text{E}) \times \text{PYMCR})) / \text{DPV}; \text{ or}$$

5 (B) if Paragraph (A) does not apply:

6
$$\text{MCR} = \text{PYMCR}; \text{ or}$$

7 (2) the product of the state compression percentage,
8 as determined under Section 48.255, for the current tax year,
9 multiplied by \$1.00.

10 SECTION 2.03. Subchapter F, Chapter 48, Education Code, is
11 amended by adding Sections 48.2555 and 48.283 to read as follows:

12 Sec. 48.2555. MAXIMUM COMPRESSED TAX RATE FOR 2023-2024
13 SCHOOL YEAR. (a) Notwithstanding any other provision of this title
14 or Chapter 26, Tax Code, for the 2023-2024 school year, the
15 commissioner shall calculate the value of a school district's
16 maximum compressed tax rate by determining the district's maximum
17 compressed rate under Section 48.2551 or 48.2552(b), if applicable,
18 and reducing the tax rate determined under the applicable section
19 by \$0.10.

20 (b) If a school district's maximum compressed tax rate as
21 calculated under Subsection (a) would be less than 90 percent of
22 another school district's maximum compressed tax rate under
23 Subsection (a), the district's maximum compressed tax rate is the
24 value at which the district's maximum compressed tax rate would be
25 equal to 90 percent of the other district's maximum compressed tax
26 rate.

27 (c) Notwithstanding any other provision of this title or

1 Chapter 26, Tax Code, for purposes of determining funding for
2 school districts for the 2023-2024 school year, a reference in any
3 of the following provisions of law to a school district's maximum
4 compressed tax rate or maximum compressed rate as determined under
5 Section 48.2551 means the maximum compressed tax rate determined
6 for the district under this section:

7 (1) Section 13.054(f);

8 (2) Section 45.003(d);

9 (3) Section 45.0032(a);

10 (4) Section 48.051(a);

11 (5) Sections 48.2553(a) and (e); and

12 (6) Section 26.08(n), Tax Code.

13 (d) For purposes of Section 30.003(f-1), a reference in that
14 section to Section 48.2551 includes this section.

15 (e) Notwithstanding any other provision of this title, for
16 purposes of determining a school district's maximum compressed tax
17 rate under Section 48.2551 for the 2024-2025 school year, the value
18 of the district's "PYMCR" is the maximum compressed tax rate
19 determined for the district under this section for the preceding
20 school year.

21 (f) This section expires September 1, 2025.

22 Sec. 48.283. ADDITIONAL STATE AID FOR CERTAIN DISTRICTS
23 IMPACTED BY COMPRESSION. (a) For the 2023-2024 and 2024-2025
24 school years, a school district that received an adjustment under
25 Section 48.257(b) for the 2022-2023 school year is entitled to
26 additional state aid in an amount equal to the difference, if the
27 difference is greater than zero, between:

1 (1) the amount of state and local revenue that would
2 have been available to the district under this chapter and Chapter
3 49 for the current school year if the district's maximum compressed
4 tax rate had not been reduced under Section 48.2555, as added by
5 S.B. 1, Acts of the 88th Legislature, 2nd Called Session, 2023; and

6 (2) the amount of state and local revenue available to
7 the district under this chapter and Chapter 49 for the current
8 school year.

9 (b) This section expires September 1, 2026.

10 ARTICLE 3. RESIDENCE HOMESTEAD EXEMPTIONS

11 SECTION 3.01. Section 11.13, Tax Code, is amended by
12 amending Subsection (b) and adding Subsection (n-1) to read as
13 follows:

14 (b) An adult is entitled to exemption from taxation by a
15 school district of \$100,000 [~~\$40,000~~] of the appraised value of the
16 adult's residence homestead, except that only \$5,000 of the
17 exemption applies to an entity operating under former Chapter 17,
18 18, 25, 26, 27, or 28, Education Code, as those chapters existed on
19 May 1, 1995, as permitted by Section 11.301, Education Code.

20 (n-1) The governing body of a school district,
21 municipality, or county that adopted an exemption under Subsection
22 (n) for the 2022 tax year may not reduce the amount of or repeal the
23 exemption. This subsection expires December 31, 2027.

24 SECTION 3.02. Section 11.26, Tax Code, is amended by
25 amending Subsections (a), (a-10), and (o) and adding Subsections
26 (a-11) and (a-12) to read as follows:

27 (a) The tax officials shall appraise the property to which

1 this section applies and calculate taxes as on other property, but
2 if the tax so calculated exceeds the limitation imposed by this
3 section, the tax imposed is the amount of the tax as limited by this
4 section, except as otherwise provided by this section. A school
5 district may not increase the total annual amount of ad valorem tax
6 it imposes on the residence homestead of an individual 65 years of
7 age or older or on the residence homestead of an individual who is
8 disabled, as defined by Section 11.13, above the amount of the tax
9 it imposed in the first tax year in which the individual qualified
10 that residence homestead for the applicable exemption provided by
11 Section 11.13(c) for an individual who is 65 years of age or older
12 or is disabled. If the individual qualified that residence
13 homestead for the exemption after the beginning of that first year
14 and the residence homestead remains eligible for the same exemption
15 for the next year, and if the school district taxes imposed on the
16 residence homestead in the next year are less than the amount of
17 taxes imposed in that first year, a school district may not
18 subsequently increase the total annual amount of ad valorem taxes
19 it imposes on the residence homestead above the amount it imposed in
20 the year immediately following the first year for which the
21 individual qualified that residence homestead for the same
22 exemption, except as provided by Subsection (b). ~~[If the first tax~~
23 ~~year the individual qualified the residence homestead for the~~
24 ~~exemption provided by Section 11.13(c) for individuals 65 years of~~
25 ~~age or older or disabled was a tax year before the 2015 tax year, the~~
26 ~~amount of the limitation provided by this section is the amount of~~
27 ~~tax the school district imposed for the 2014 tax year less an amount~~

1 ~~equal to the amount determined by multiplying \$10,000 times the tax~~
2 ~~rate of the school district for the 2015 tax year, plus any 2015 tax~~
3 ~~attributable to improvements made in 2014, other than improvements~~
4 ~~made to comply with governmental regulations or repairs.]~~

5 (a-10) Notwithstanding the other provisions of this
6 section, if in the 2024 or a subsequent tax year an individual
7 qualifies for a limitation on tax increases provided by this
8 section on the individual's residence homestead, the amount of the
9 limitation provided by this section on the homestead is equal to the
10 amount computed by:

11 (1) multiplying the taxable value of the homestead in
12 the preceding tax year by a tax rate equal to the difference between
13 the school district's maximum compressed rate for the preceding tax
14 year and the district's maximum compressed rate for the current tax
15 year;

16 (2) subtracting the amount computed under Subdivision
17 (1) from the amount of tax the district imposed on the homestead in
18 the preceding tax year; ~~and~~

19 (3) adding any tax imposed in the current tax year
20 attributable to improvements made in the preceding tax year as
21 provided by Subsection (b) to the amount computed under Subdivision
22 (2);

23 (4) multiplying the amount of any increase in the
24 current tax year as compared to the preceding tax year in the
25 aggregate amount of the exemptions to which the individual is
26 entitled under Sections 11.13(b) and (c) by the school district's
27 tax rate for the current tax year; and

1 (5) subtracting the amount computed under Subdivision
2 (4) from the amount computed under Subdivision (3).

3 (a-11) This subsection applies only to an individual who in
4 the 2023 tax year qualifies for a limitation under this section and
5 for whom the 2022 tax year or an earlier tax year was the first tax
6 year the individual or the individual's spouse qualified for an
7 exemption under Section 11.13(c). The amount of the limitation
8 provided by this section on the residence homestead of an
9 individual to which this subsection applies for the 2023 tax year is
10 the amount of the limitation as computed under Subsection (a-5),
11 (a-6), (a-7), (a-8), or (a-9) of this section, as applicable, less
12 an amount equal to the product of \$60,000 and the tax rate of the
13 school district for the 2023 tax year. This subsection expires
14 January 1, 2025.

15 (a-12) This subsection applies only to an individual who in
16 the 2023 tax year qualifies for a limitation under this section and
17 for whom the 2021 tax year or an earlier tax year was the first tax
18 year the individual or the individual's spouse qualified for an
19 exemption under Section 11.13(c). The amount of the limitation
20 provided by this section on the residence homestead of an
21 individual to which this subsection applies for the 2023 tax year is
22 the amount of the limitation as computed under Subsection (a-11) of
23 this section less an amount equal to the product of \$15,000 and the
24 tax rate of the school district for the 2022 tax year. This
25 subsection expires January 1, 2025.

26 (o) Notwithstanding Subsections (a)[~~(a-3)~~] and (b), an
27 improvement to property that would otherwise constitute an

1 improvement under Subsection (b) is not treated as an improvement
2 under that subsection if the improvement is a replacement structure
3 for a structure that was rendered uninhabitable or unusable by a
4 casualty or by wind or water damage. For purposes of appraising the
5 property in the tax year in which the structure would have
6 constituted an improvement under Subsection (b), the replacement
7 structure is considered to be an improvement under that subsection
8 only if:

9 (1) the square footage of the replacement structure
10 exceeds that of the replaced structure as that structure existed
11 before the casualty or damage occurred; or

12 (2) the exterior of the replacement structure is of
13 higher quality construction and composition than that of the
14 replaced structure.

15 SECTION 3.03. Section 46.071, Education Code, is amended by
16 amending Subsections (a-1) and (b-1) and adding Subsections (a-2),
17 (b-2), and (c-2) to read as follows:

18 (a-1) For [~~Beginning with~~] the 2022-2023 school year, a
19 school district is entitled to additional state aid under this
20 subchapter to the extent that state and local revenue used to
21 service debt eligible under this chapter is less than the state and
22 local revenue that would have been available to the district under
23 this chapter as it existed on September 1, 2021, if any increase in
24 the residence homestead exemption under Section 1-b(c), Article
25 VIII, Texas Constitution, as proposed by the 87th Legislature, 3rd
26 Called Session, 2021, had not occurred.

27 (a-2) Beginning with the 2023-2024 school year, a school

1 district is entitled to additional state aid under this subchapter
2 to the extent that state and local revenue used to service debt
3 eligible under this chapter is less than the state and local revenue
4 that would have been available to the district under this chapter as
5 it existed on September 1, 2022, if any increase in a residence
6 homestead exemption under Section 1-b(c), Article VIII, Texas
7 Constitution, and any additional limitation on tax increases under
8 Section 1-b(d) of that article as proposed by the 88th Legislature,
9 2nd Called Session, 2023, had not occurred.

10 (b-1) Subject to Subsections (c-1), (d), and (e),
11 additional state aid under this section for ~~[beginning with]~~ the
12 2022-2023 school year is equal to the amount by which the loss of
13 local interest and sinking revenue for debt service attributable to
14 any increase in the residence homestead exemption under Section
15 1-b(c), Article VIII, Texas Constitution, as proposed by the 87th
16 Legislature, 3rd Called Session, 2021, is not offset by a gain in
17 state aid under this chapter.

18 (b-2) Subject to Subsections (c-2), (d), and (e),
19 additional state aid under this section beginning with the
20 2023-2024 school year is equal to the amount by which the loss of
21 local interest and sinking revenue for debt service attributable to
22 any increase in a residence homestead exemption under Section
23 1-b(c), Article VIII, Texas Constitution, and any additional
24 limitation on tax increases under Section 1-b(d) of that article as
25 proposed by the 88th Legislature, 2nd Called Session, 2023, is not
26 offset by a gain in state aid under this chapter.

27 (c-2) For the purpose of determining state aid under

1 Subsections (a-2) and (b-2), local interest and sinking revenue for
2 debt service is limited to revenue required to service debt
3 eligible under this chapter as of September 1, 2023, including
4 refunding of that debt, subject to Section 46.061. The limitation
5 imposed by Section 46.034(a) does not apply for the purpose of
6 determining state aid under this section.

7 SECTION 3.04. Section 48.2542, Education Code, is amended
8 to read as follows:

9 Sec. 48.2542. ADDITIONAL STATE AID FOR ADJUSTMENT OF
10 LIMITATION ON TAX INCREASES ON HOMESTEAD OF ELDERLY OR DISABLED.
11 Notwithstanding any other provision of this chapter, if a school
12 district is not fully compensated through state aid or the
13 calculation of excess local revenue under this chapter based on the
14 determination of the district's taxable value of property under
15 Subchapter M, Chapter 403, Government Code, the district is
16 entitled to additional state aid in the amount necessary to fully
17 compensate the district for the amount of ad valorem tax revenue
18 lost due to a reduction of the amount of the limitation on tax
19 increases provided by Sections 11.26(a-4), (a-5), (a-6), (a-7),
20 (a-8), (a-9), ~~and~~ (a-10), (a-11), and (a-12), Tax Code, as
21 applicable.

22 SECTION 3.05. Effective January 1, 2025, Section 48.2542,
23 Education Code, is amended to read as follows:

24 Sec. 48.2542. ADDITIONAL STATE AID FOR ADJUSTMENT OF
25 LIMITATION ON TAX INCREASES ON HOMESTEAD OF ELDERLY OR DISABLED.
26 Notwithstanding any other provision of this chapter, if a school
27 district is not fully compensated through state aid or the

1 calculation of excess local revenue under this chapter based on the
2 determination of the district's taxable value of property under
3 Subchapter M, Chapter 403, Government Code, the district is
4 entitled to additional state aid in the amount necessary to fully
5 compensate the district for the amount of ad valorem tax revenue
6 lost due to a reduction of the amount of the limitation on tax
7 increases provided by Section 11.26(a-10) [~~Sections 11.26(a-4),~~
8 ~~(a-5), (a-6), (a-7), (a-8), (a-9), and (a-10)]~~, Tax Code[, ~~as~~
9 ~~applicable~~].

10 SECTION 3.06. Section 48.2543, Education Code, is amended
11 to read as follows:

12 Sec. 48.2543. ADDITIONAL STATE AID FOR HOMESTEAD EXEMPTION.
13 (a) For [~~Beginning with~~] the 2022-2023 school year, a school
14 district is entitled to additional state aid to the extent that
15 state and local revenue under this chapter and Chapter 49 is less
16 than the state and local revenue that would have been available to
17 the district under this chapter and Chapter 49 as those chapters
18 existed on September 1, 2021, if any increase in the residence
19 homestead exemption under Section 1-b(c), Article VIII, Texas
20 Constitution, as proposed by the 87th Legislature, 3rd Called
21 Session, 2021, had not occurred.

22 (a-1) Beginning with the 2023-2024 school year, a school
23 district is entitled to additional state aid to the extent that
24 state and local revenue under this chapter and Chapter 49 is less
25 than the state and local revenue that would have been available to
26 the district under this chapter and Chapter 49 as those chapters
27 existed on September 1, 2022, if any increase in a residence

1 homestead exemption under Section 1-b(c), Article VIII, Texas
2 Constitution, and any additional limitation on tax increases under
3 Section 1-b(d) of that article as proposed by the 88th Legislature,
4 2nd Called Session, 2023, had not occurred.

5 (b) The lesser of the school district's currently adopted
6 maintenance and operations tax rate or the adopted maintenance and
7 operations tax rate for:

8 (1) the 2021 tax year is used for the purpose of
9 determining additional state aid under Subsection (a); and

10 (2) the 2022 tax year is used for the purpose of
11 determining additional state aid under Subsection (a-1).

12 SECTION 3.07. Section 48.2556(a), Education Code, is
13 amended to read as follows:

14 (a) The agency shall post the following information on the
15 agency's Internet website for purposes of allowing the chief
16 appraiser of each appraisal district and the assessor for each
17 school district to make the calculations required by Sections
18 11.26(a-5), (a-6), (a-7), (a-8), (a-9), ~~and~~ (a-10), (a-11), and
19 (a-12), Tax Code:

20 (1) each school district's maximum compressed rate, as
21 determined under Section 48.2551, for each tax year beginning with
22 the 2019 tax year; and

23 (2) each school district's tier one maintenance and
24 operations tax rate, as provided by Section 45.0032(a), for the
25 2018 tax year.

26 SECTION 3.08. Effective January 1, 2025, Section
27 48.2556(a), Education Code, is amended to read as follows:

1 (a) For purposes of allowing the chief appraiser of each
2 appraisal district and the assessor for each school district to
3 make the calculations required by Section 11.26(a-10), Tax Code,
4 the [The] agency shall post [the following information] on the
5 agency's Internet website [for purposes of allowing the chief
6 appraiser of each appraisal district and the assessor for each
7 school district to make the calculations required by Sections
8 11.26(a-5), (a-6), (a-7), (a-8), (a-9), and (a-10), Tax Code:

9 [~~(1)~~] each school district's maximum compressed rate,
10 as determined under Section 48.2551, for the current [~~each~~] tax
11 year and the preceding [~~beginning with the 2019~~] tax year[, and

12 [~~(2)~~] ~~each school district's tier one maintenance and~~
13 ~~operations tax rate, as provided by Section 45.0032(a), for the~~
14 ~~2018 tax year].~~

15 SECTION 3.09. Section 49.004, Education Code, is amended by
16 adding Subsections (a-1), (b-1), and (c-1) to read as follows:

17 (a-1) This subsection applies only if the constitutional
18 amendment proposed by S.J.R. 1, 88th Legislature, 2nd Called
19 Session, 2023, is approved by the voters in an election held for
20 that purpose. As soon as practicable after receiving revised
21 property values that reflect adoption of the constitutional
22 amendment, the commissioner shall review the local revenue level of
23 districts in the state and revise as necessary the notifications
24 provided under Subsection (a) for the 2023-2024 school year. This
25 subsection expires September 1, 2024.

26 (b-1) This subsection applies only to a district that has
27 not previously held an election under this chapter. Notwithstanding

1 Subsection (b), a district that enters into an agreement to
2 exercise an option to reduce the district's local revenue level in
3 excess of entitlement under Section 49.002(3), (4), or (5) for the
4 2023-2024 school year may request and, as provided by Section
5 49.0042(a), receive approval from the commissioner to delay the
6 date of the election otherwise required to be ordered before
7 September 1. This subsection expires September 1, 2024.

8 (c-1) Notwithstanding Subsection (c), a district that
9 receives approval from the commissioner to delay an election as
10 provided by Subsection (b-1) may adopt a tax rate for the 2023 tax
11 year before the commissioner certifies that the district has
12 reduced its local revenue level to the level established by Section
13 48.257. This subsection expires September 1, 2024.

14 SECTION 3.10. Subchapter A, Chapter 49, Education Code, is
15 amended by adding Section 49.0042 to read as follows:

16 Sec. 49.0042. TRANSITIONAL PROVISIONS: INCREASED HOMESTEAD
17 EXEMPTIONS AND LIMITATION ON TAX INCREASES. (a) The commissioner
18 shall approve a district's request under Section 49.004(b-1) to
19 delay the date of an election required under this chapter if the
20 commissioner determines that the district would not have a local
21 revenue level in excess of entitlement if the constitutional
22 amendment proposed by S.J.R. 1, 88th Legislature, 2nd Called
23 Session, 2023, were approved by the voters.

24 (b) The commissioner shall set a date by which each district
25 that receives approval under this section must order the election.

26 (c) Not later than the 2024-2025 school year, the
27 commissioner shall order detachment and annexation of property

1 under Subchapter G or consolidation under Subchapter H as necessary
2 to reduce the district's local revenue level to the level
3 established by Section 48.257 for a district that receives approval
4 under this section and subsequently:

- 5 (1) fails to hold the election; or
- 6 (2) does not receive voter approval at the election.

7 (d) This section expires September 1, 2025.

8 SECTION 3.11. Subchapter A, Chapter 49, Education Code, is
9 amended by adding Section 49.0121 to read as follows:

10 Sec. 49.0121. TRANSITIONAL ELECTION DATES. (a) This
11 section applies only to an election under this chapter that occurs
12 during the 2023-2024 school year.

13 (b) Section 49.012 does not apply to a district that
14 receives approval of a request under Section 49.0042. The district
15 shall hold the election on a Tuesday or Saturday on or before a date
16 specified by the commissioner. Section 41.001, Election Code, does
17 not apply to the election.

18 (c) This section expires September 1, 2024.

19 SECTION 3.12. Section 49.154, Education Code, is amended by
20 adding Subsections (a-2) and (a-3) to read as follows:

21 (a-2) Notwithstanding Subsections (a) and (a-1), a district
22 that receives approval of a request under Section 49.0042 shall pay
23 for credit purchased:

24 (1) in equal monthly payments as determined by the
25 commissioner beginning March 15, 2024, and ending August 15, 2024;
26 or

27 (2) in the manner provided by Subsection (a)(2),

1 provided that the district notifies the commissioner of the
2 district's election to pay in that manner not later than March 15,
3 2024.

4 (a-3) Subsection (a-2) and this subsection expire September
5 1, 2024.

6 SECTION 3.13. Section 49.308, Education Code, is amended by
7 adding Subsection (a-1) to read as follows:

8 (a-1) Notwithstanding Subsection (a), for the 2023-2024
9 school year, the commissioner shall order any detachments and
10 annexations of property under this subchapter as soon as
11 practicable after the canvass of the votes on the constitutional
12 amendment proposed by S.J.R. 1, 88th Legislature, 2nd Called
13 Session, 2023. This subsection expires September 1, 2024.

14 SECTION 3.14. Section 403.302, Government Code, is amended
15 by amending Subsection (j-1) and adding Subsection (j-2) to read as
16 follows:

17 (j-1) In the final certification of the study under
18 Subsection (j), the comptroller shall separately identify the final
19 taxable value for each school district as adjusted to account for
20 the reduction of the amount of the limitation on tax increases
21 provided by Section 11.26(a-10) [~~Sections 11.26(a-4), (a-5),~~
22 ~~(a-6), (a-7), (a-8), (a-9), and (a-10)~~], Tax Code[, ~~as applicable~~].

23 (j-2) In the final certification of the study under
24 Subsection (j), the comptroller shall separately identify the final
25 taxable value for each school district as adjusted to account for
26 the reduction of the amount of the limitation on tax increases
27 provided by Sections 11.26(a-5), (a-6), (a-7), (a-8), (a-9),

1 (a-10), (a-11), and (a-12), Tax Code. This subsection expires
2 January 1, 2025.

3 SECTION 3.15. Section 25.23, Tax Code, is amended by adding
4 Subsection (a-1) to read as follows:

5 (a-1) This subsection applies only to the appraisal records
6 for the 2023 tax year. The chief appraiser shall prepare
7 supplemental appraisal records to account for the changes in law
8 made by S.B. 1, Acts of the 88th Legislature, 2nd Called Session,
9 2023. This subsection expires December 31, 2024.

10 SECTION 3.16. Section 26.04, Tax Code, is amended by adding
11 Subsections (a-1) and (c-1) to read as follows:

12 (a-1) On receipt of the appraisal roll for the 2023 tax
13 year, the assessor for a school district shall determine the total
14 taxable value of property taxable by the district and the taxable
15 value of new property as if the changes in law made by S.B. 1, Acts
16 of the 88th Legislature, 2nd Called Session, 2023, were in effect
17 for that tax year. This subsection expires December 31, 2024.

18 (c-1) An officer or employee designated by the governing
19 body of a school district shall calculate the no-new-revenue tax
20 rate and the voter-approval tax rate of the district for the 2023
21 tax year as if the changes in law made by S.B. 1, Acts of the 88th
22 Legislature, 2nd Called Session, 2023, were in effect for that tax
23 year. This subsection expires December 31, 2024.

24 SECTION 3.17. Section 26.08, Tax Code, is amended by adding
25 Subsection (q) to read as follows:

26 (q) For purposes of this section, the voter-approval tax
27 rate of a school district for the 2023 tax year shall be calculated

1 as if the changes in law made by S.B. 1, Acts of the 88th
2 Legislature, 2nd Called Session, 2023, were in effect for that tax
3 year. This subsection expires December 31, 2024.

4 SECTION 3.18. Section 26.09, Tax Code, is amended by adding
5 Subsection (c-1) to read as follows:

6 (c-1) The assessor for a school district shall calculate the
7 amount of tax imposed by the district on a residence homestead for
8 the 2023 tax year as if the changes in law made by S.B. 1, Acts of
9 the 88th Legislature, 2nd Called Session, 2023, were in effect for
10 that tax year and also as if the changes in law made by that Act were
11 not in effect for that tax year. This subsection expires December
12 31, 2024.

13 SECTION 3.19. Section 26.15, Tax Code, is amended by adding
14 Subsection (h) to read as follows:

15 (h) The assessor for a school district shall correct the tax
16 roll for the district for the 2023 tax year to reflect the results
17 of the election to approve the constitutional amendment proposed by
18 S.J.R. 1, 88th Legislature, 2nd Called Session, 2023. This
19 subsection expires December 31, 2024.

20 SECTION 3.20. Section 31.01, Tax Code, is amended by adding
21 Subsections (d-2), (d-3), (d-4), and (d-5) to read as follows:

22 (d-2) This subsection and Subsections (d-3) and (d-4) apply
23 only to taxes imposed by a school district on a residence homestead
24 for the 2023 tax year and only if the changes in law made by S.B. 1,
25 Acts of the 88th Legislature, 2nd Called Session, 2023, would lower
26 the taxes imposed by the district on the property for that tax year.
27 The assessor for the district shall compute the amount of taxes

1 imposed and the other information required by this section as if the
2 changes in law made by S.B. 1, Acts of the 88th Legislature, 2nd
3 Called Session, 2023, were in effect for that tax year. The tax
4 bill or the separate statement must indicate that the bill is a
5 provisional tax bill and include a statement in substantially the
6 following form:

7 "If the Texas Legislature had not enacted property tax relief
8 legislation during the 2023 legislative session, your tax bill
9 would have been \$_____ (insert amount of tax bill if the changes in
10 law made by S.B. 1, Acts of the 88th Legislature, 2nd Called
11 Session, 2023, were not in effect for that tax year). Because of
12 action by the Texas Legislature, your tax bill has been lowered by
13 \$_____ (insert difference between amount of tax bill if the changes
14 in law made by S.B. 1, Acts of the 88th Legislature, 2nd Called
15 Session, 2023, were not in effect for that tax year and amount of
16 tax bill if that Act were in effect for that tax year), resulting in
17 a lower tax bill of \$_____ (insert amount of tax bill if the changes
18 in law made by S.B. 1, Acts of the 88th Legislature, 2nd Called
19 Session, 2023, were in effect for that tax year), contingent on the
20 approval by the voters at an election to be held November 7, 2023,
21 of the constitutional amendment proposed by S.J.R. 1, 88th
22 Legislature, 2nd Called Session, 2023. If that constitutional
23 amendment is not approved by the voters at the election, a
24 supplemental tax bill in the amount of \$_____ (insert difference
25 between amount of tax bill if the changes in law made by S.B. 1, Acts
26 of the 88th Legislature, 2nd Called Session, 2023, were not in
27 effect for that tax year and amount of tax bill if that Act were in

1 effect for that tax year) will be mailed to you."

2 (d-3) A tax bill prepared by the assessor for a school
3 district as provided by Subsection (d-2) and mailed as provided by
4 Subsection (a) is considered to be a provisional tax bill until the
5 canvass of the votes on the constitutional amendment proposed by
6 S.J.R. 1, 88th Legislature, 2nd Called Session, 2023. If the
7 constitutional amendment is approved by the voters, the tax bill is
8 considered to be a final tax bill for the taxes imposed on the
9 property for the 2023 tax year, and no additional tax bill is
10 required to be mailed unless another provision of this title
11 requires the mailing of a corrected tax bill. If the constitutional
12 amendment is not approved by the voters:

13 (1) a tax bill prepared by the assessor as provided by
14 Subsection (d-2) is considered to be a final tax bill but only as to
15 the portion of the taxes imposed on the property for the 2023 tax
16 year that are included in the bill;

17 (2) the amount of taxes imposed by each school
18 district on a residence homestead for the 2023 tax year is
19 calculated as if the changes in law made by S.B. 1, Acts of the 88th
20 Legislature, 2nd Called Session, 2023, were not in effect for that
21 tax year; and

22 (3) except as provided by Subsections (f), (i-1), and
23 (k), the assessor for each school district shall prepare and mail a
24 supplemental tax bill, by December 1 or as soon thereafter as
25 practicable, in an amount equal to the difference between the
26 amount of the tax bill if the changes in law made by S.B. 1, Acts of
27 the 88th Legislature, 2nd Called Session, 2023, were not in effect

1 for that tax year and the amount of the tax bill if that Act were in
2 effect for that tax year.

3 (d-4) Except as otherwise provided by Subsection (d-3), the
4 provisions of this section other than Subsection (d-2) apply to a
5 supplemental tax bill mailed under Subsection (d-3).

6 (d-5) This subsection and Subsections (d-2), (d-3), and
7 (d-4) expire December 31, 2024.

8 SECTION 3.21. Section 31.02, Tax Code, is amended by adding
9 Subsection (a-1) to read as follows:

10 (a-1) Except as provided by Subsection (b) of this section
11 and Sections 31.03 and 31.04, taxes for which a supplemental tax
12 bill is mailed under Section 31.01(d-3) are due on receipt of the
13 tax bill and are delinquent if not paid before March 1 of the year
14 following the year in which imposed. This subsection expires
15 December 31, 2024.

16 SECTION 3.22. (a) Sections 11.26(a-1), (a-2), and (a-3),
17 Tax Code, are repealed.

18 (b) Effective January 1, 2025, Sections 11.26(a-5), (a-6),
19 (a-7), (a-8), and (a-9), Tax Code, are repealed.

20 SECTION 3.23. The changes in law made by this article to
21 Sections 11.13 and 11.26, Tax Code, apply beginning with the ad
22 valorem tax year that begins January 1, 2023.

23 ARTICLE 4. DETERMINATION AND REPORTING OF FRANCHISE TAX LIABILITY

24 SECTION 4.01. Section 171.002(d), Tax Code, is amended to
25 read as follows:

26 (d) A taxable entity is not required to pay any tax and is
27 not considered to owe any tax for a period if:

1 (1) the amount of tax computed for the taxable entity
2 is less than \$1,000; or

3 (2) the amount of the taxable entity's total revenue
4 from its entire business is less than or equal to \$2.47 [~~\$1~~] million
5 or the amount determined under Section 171.006 per 12-month period
6 on which margin is based.

7 SECTION 4.02. Section 171.204(b), Tax Code, is amended to
8 read as follows:

9 (b) The comptroller may not require a taxable entity that
10 does not owe any tax because of the application of Section
11 171.002(d)(2) to file an [abbreviated] information report with the
12 comptroller [~~stating the amount of the taxable entity's total~~
13 ~~revenue from its entire business. The comptroller may not require~~
14 ~~a taxable entity described by this subsection to file an~~
15 ~~information report that requires the taxable entity to report or~~
16 ~~compute its margin]~~.

17 SECTION 4.03. Section 171.204(d), Tax Code, is repealed.

18 SECTION 4.04. The changes in law made by this article apply
19 only to a report originally due on or after January 1, 2024.

20 ARTICLE 5. EFFECTIVE DATES

21 SECTION 5.01. Except as otherwise provided by this article,
22 this Act takes effect on the 91st day after the last day of the
23 legislative session.

24 SECTION 5.02. (a) Except as provided by Subsection (b) of
25 this section or as otherwise provided by Article 3 of this Act:

26 (1) Article 3 of this Act takes effect on the date on
27 which the constitutional amendment proposed by S.J.R. 1, 88th

1 Legislature, 2nd Called Session, 2023, takes effect; and

2 (2) if that amendment is not approved by the voters,
3 Article 3 of this Act has no effect.

4 (b) Sections 49.004(a-1), (b-1), and (c-1), 49.0042,
5 49.0121, 49.154(a-2) and (a-3), and 49.308(a-1), Education Code,
6 and Sections 25.23(a-1), 26.04(a-1) and (c-1), 26.08(q),
7 26.09(c-1), 26.15(h), 31.01(d-2), (d-3), (d-4), and (d-5), and
8 31.02(a-1), Tax Code, as added by Article 3 of this Act, take effect
9 immediately if this Act receives a vote of two-thirds of all the
10 members elected to each house, as provided by Section 39, Article
11 III, Texas Constitution. If this Act does not receive the vote
12 necessary for those sections to have immediate effect, those
13 sections take effect on the 91st day after the last day of the
14 legislative session.

15 SECTION 5.03. Article 4 of this Act takes effect January 1,
16 2024.