

By: Raymond

H.B. No. 543

A BILL TO BE ENTITLED

AN ACT

relating to the exclusion from the market value of real property for ad valorem tax purposes of the value of any improvement, or any feature incorporated in an improvement, made to the property if the primary purpose of the improvement or feature is compliance with the requirements of standards that address accessible design of buildings or other facilities.

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

SECTION 1. Subchapter A, Chapter 23, Tax Code, is amended by adding Section 23.015 to read as follows:

Sec. 23.015. EXCLUSION OF VALUE OF IMPROVEMENT MADE TO COMPLY WITH ACCESSIBILITY STANDARDS. In determining the market value of real property, the chief appraiser shall exclude from that value the value of any improvement, or any feature incorporated in an improvement, made to the property if the primary purpose of the improvement or feature is compliance with the requirements of the 2010 Americans with Disabilities Act Standards for Accessible Design or any successor standards that address accessible design of buildings or other facilities and are promulgated under the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12101 et seq.).

SECTION 2. This Act applies only to the determination of the market value of real property for ad valorem tax purposes for a tax year that begins on or after the effective date of this Act.

1 SECTION 3. The change in law made by this Act applies to an
2 improvement, or a feature incorporated in an improvement, described
3 by Section 23.015, Tax Code, as added by this Act, made to real
4 property only if the improvement is made to the property, or the
5 feature is incorporated in an improvement made to the property, on
6 or after January 1, 2023.

7 SECTION 4. This Act takes effect January 1, 2024, but only
8 if the constitutional amendment proposed by the 88th Legislature,
9 Regular Session, 2023, to authorize the legislature to exclude from
10 the market value of real property for ad valorem tax purposes the
11 value of any improvement, or any feature incorporated in an
12 improvement, made to the property if the primary purpose of the
13 improvement or feature is compliance with the requirements of
14 standards that address accessible design of buildings or other
15 facilities is approved by the voters. If that amendment is not
16 approved by the voters, this Act has no effect.