

By: Troxclair, Meyer, Oliverson, Noble,
Tepper, et al.

H.B. No. 30

Substitute the following for H.B. No. 30:

By: Capriglione

C.S.H.B. No. 30

A BILL TO BE ENTITLED

AN ACT

relating to the effect of a disaster and associated costs to remove
debris or wreckage on the calculation of certain tax rates and the
procedure for adoption of a tax rate by a taxing unit.

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

SECTION 1. Section 26.042, Tax Code, is amended by amending
Subsections (a), (f), and (g) and adding Subsections (a-1), (a-2),
and (a-3) to read as follows:

(a) Notwithstanding Sections 26.04 and 26.041, the
governing body of a taxing unit other than a school district or a
special taxing unit may direct the designated officer or employee
to calculate the voter-approval tax rate of the taxing unit in the
manner provided by Subsection (a-2) or (a-3), as applicable, ~~[for a~~
~~special taxing unit]~~ if any part of the taxing unit is located in an
area declared a disaster area during the current tax year by the
governor or by the president of the United States and at least one
person is granted an exemption under Section 11.35 for property
located in the taxing unit. The designated officer or employee
shall continue calculating the voter-approval tax rate in the
manner provided by this subsection until the earlier of:

(1) the first tax year in which the total taxable value
of property taxable by the taxing unit as shown on the appraisal
roll for the taxing unit submitted by the assessor for the taxing
unit to the governing body exceeds the total taxable value of

property taxable by the taxing unit on January 1 of the tax year in which the disaster occurred; or

(2) the third tax year after the tax year in which the disaster occurred.

(a-1) In this section:

(1) "Disaster debris cost" means a taxing unit's share of the cost to remove debris or wreckage in the taxing unit as determined by an estimate made under 42 U.S.C. Section 5173.

(2) "Disaster debris rate" means a rate expressed in dollars per \$100 of taxable value and calculated according to the following formula:

DISASTER DEBRIS RATE = (DISASTER DEBRIS COST) / (CURRENT TOTAL VALUE - NEW PROPERTY VALUE)

(a-2) This subsection applies only to a taxing unit that is wholly or partly located in an area declared a disaster area by the president of the United States and for which an estimate has been made under 42 U.S.C. Section 5173 relating to the cost to remove debris or wreckage in the taxing unit. For a taxing unit to which this subsection applies, the voter-approval tax rate the governing body of the taxing unit may direct the designated officer or employee to calculate under Subsection (a) is equal to the lesser of:

(1) the voter-approval tax rate calculated in the manner provided for a special taxing unit; or

(2) the voter-approval tax rate calculated according to the following formula:

VOTER-APPROVAL TAX RATE = (NO-NEW-REVENUE MAINTENANCE AND

OPERATIONS RATE X 1.035) + (CURRENT DEBT RATE + UNUSED INCREMENT
RATE + DISASTER DEBRIS RATE)

(a-3) For a taxing unit to which Subsection (a) applies but
Subsection (a-2) does not apply, the governing body of the taxing
unit may direct the designated officer or employee to calculate the
voter-approval tax rate in the manner provided for a special taxing
unit.

(f) If a taxing unit adopts a tax rate under Subsection [~~(d)~~
~~or~~] (e), the amount by which that rate exceeds the taxing unit's
voter-approval tax rate for that tax year may not be considered when
calculating the taxing unit's voter-approval tax rate for the tax
year following the year in which the taxing unit adopts the rate.

(g) A taxing unit that in a tax year elects to calculate the
taxing unit's voter-approval tax rate under Subsection (a) or adopt
a tax rate that exceeds the taxing unit's voter-approval tax rate
for that tax year without holding an election under Subsection [~~(d)~~
~~or~~] (e) must specify the disaster declaration that provides the
basis for authorizing the taxing unit to calculate or adopt a tax
rate under the applicable subsection. A taxing unit that in a tax
year specifies a disaster declaration as providing the basis for
authorizing the taxing unit to calculate or adopt a tax rate under
Subsection (a)[~~—(d)—~~] or (e) may not in a subsequent tax year
specify the same disaster declaration as providing the basis for
authorizing the taxing unit to calculate or adopt a tax rate under
one of those subsections if in an intervening tax year the taxing
unit specifies a different disaster declaration as the basis for
authorizing the taxing unit to calculate or adopt a tax rate under

1 one of those subsections.

2 SECTION 2. Section [26.042\(d\)](#), Tax Code, is repealed.

3 SECTION 3. The change in law made by this Act applies only
4 to an ad valorem tax year that begins on or after the effective date
5 of this Act.

6 SECTION 4. This Act takes effect January 1, 2026.