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S.J.R. No. 13

SENATE JOINT RESOLUTION

1  
2 proposing a constitutional amendment authorizing the legislature  
3 to provide for a reduction of the limitation on the total amount of  
4 ad valorem taxes that may be imposed for public school purposes on  
5 the residence homesteads of the elderly or disabled to reflect any  
6 reduction in the rate of those taxes for the 2006 and 2007 tax  
7 years.

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

9 SECTION 1. Section 1-b, Article VIII, Texas Constitution,  
10 is amended by adding Subsection (d-1) to read as follows:

11 (d-1) Notwithstanding Subsection (d) of this section, the  
12 legislature by general law may provide for the reduction of the  
13 amount of a limitation provided by that subsection and applicable  
14 to a residence homestead for the 2007 tax year to reflect any  
15 reduction from the 2006 tax year in the tax rate for general  
16 elementary and secondary public school purposes applicable to the  
17 homestead. A general law enacted under this subsection may also  
18 take into account any reduction in the tax rate for those purposes  
19 from the 2005 tax year to the 2006 tax year if the homestead was  
20 subject to the limitation in the 2006 tax year. A general law  
21 enacted under this subsection may provide that, except as otherwise  
22 provided by Subsection (d) of this section, a limitation provided  
23 by that subsection that is reduced under the general law continues  
24 to apply to the residence homestead in subsequent tax years until  
25 the limitation expires.

26 SECTION 2. The following temporary provision is added to

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1 the Texas Constitution:

2 TEMPORARY PROVISION. (a) This temporary provision applies  
3 to the constitutional amendment proposed by the 80th Legislature,  
4 Regular Session, 2007, authorizing the legislature to provide for a  
5 reduction of the limitation on the total amount of ad valorem taxes  
6 that may be imposed for public school purposes on the residence  
7 homesteads of the elderly or disabled to reflect any reduction in  
8 the rate of those taxes for the 2006 and 2007 tax years. This  
9 temporary provision expires January 1, 2009.

10 (b) The amendment to Section 1-b, Article VIII, of this  
11 constitution takes effect on the date of the official canvass of  
12 returns showing adoption of the amendment and applies beginning  
13 with the tax year that begins January 1, 2007. The legislature may  
14 enact a general law authorized by the constitutional amendment that  
15 applies to the entire 2007 tax year, notwithstanding that the  
16 constitutional amendment was adopted after the beginning of that  
17 tax year, and a general law applicable to the entire 2007 tax year  
18 is not considered to be a retroactive law.

19 SECTION 3. This proposed constitutional amendment shall be  
20 submitted to the voters at an election to be held May 12, 2007. The  
21 ballot shall be printed to permit voting for or against the  
22 proposition: "The constitutional amendment authorizing the  
23 legislature to provide for a reduction of the limitation on the  
24 total amount of ad valorem taxes that may be imposed for public  
25 school purposes on the residence homesteads of the elderly or  
26 disabled to reflect any reduction in the rate of those taxes for the  
27 2006 and 2007 tax years."

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David Newkirk  
President of the Senate

Tom Coburn  
Speaker of the House

I hereby certify that S.J.R. No. 13 was adopted by the Senate on February 14, 2007, by the following vote: Yeas 29, Nays 0; and that the Senate concurred in House amendment on February 21, 2007, by the following vote: Yeas 29, Nays 0. \_\_\_\_\_

Patricia Saw  
Secretary of the Senate

I hereby certify that S.J.R. No. 13 was adopted by the House, with amendment, on February 19, 2007, by the following vote: Yeas 146, Nays 0, one present not voting. \_\_\_\_\_

Robert Honey  
Chief Clerk of the House

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
10:40 AM O'CLOCK

Robert Williams  
Secretary of State