

By: Hill

H.B. No. 2087

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a restriction on the frequency with which a county,  
3 municipality, or junior college district may hold a  
4 petition-initiated election on whether to establish a limitation on  
5 increases in the amount of ad valorem taxes imposed by the county,  
6 municipality, or junior college district on residence homesteads of  
7 the elderly or disabled.

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

9 SECTION 1. Section 11.261, Tax Code, is amended by adding  
10 Subsections (a-1) and (a-2) to read as follows:

11 (a-1) This subsection applies only to a county,  
12 municipality, or junior college district that, in any 36-month  
13 period, has held at least two elections under Section 1-b(h),  
14 Article VIII, Texas Constitution, each of which was called on  
15 receipt of a petition under that section and at each of which the  
16 voters of the county, municipality, or junior college district did  
17 not approve the establishment of a limitation on county, municipal,  
18 or junior college district tax increases under that section.  
19 Notwithstanding the subsequent receipt of a valid petition under  
20 Section 1-b(h), Article VIII, Texas Constitution, the county,  
21 municipality, or junior college district may not hold another  
22 election under that section before the third anniversary of the  
23 date of the most recent of the two elections held in a 36-month  
24 period under that section by the county, municipality, or junior

1 college district.

2 (a-2) Subsection (a-1) may not be construed to:

3 (1) prohibit the governing body of a county,  
4 municipality, or junior college district from establishing, at any  
5 time and by its own action in the manner required by law for  
6 official action, a limitation on county, municipal, or junior  
7 college district tax increases under Section 1-b(h), Article VIII,  
8 Texas Constitution; or

9 (2) prohibit the governing body of a county,  
10 municipality, or junior college district that is authorized by a  
11 law outside this code to call, without a voter petition, an election  
12 under Section 1-b(h), Article VIII, Texas Constitution, from  
13 calling, at any time and by its own action in the manner required by  
14 law for official action, a subsequent election under that section  
15 to allow the voters of the county, municipality, or junior college  
16 district to determine whether to establish a limitation on county,  
17 municipal, or junior college district tax increases under that  
18 section.

19 SECTION 2. This Act takes effect September 1, 2007.