

1-1 By: King of Uvalde, et al. H.B. No. 1743  
 1-2 (Senate Sponsor - Creighton)  
 1-3 (In the Senate - Received from the House April 26, 2019;  
 1-4 April 29, 2019, read first time and referred to Committee on  
 1-5 Property Tax; May 17, 2019, reported favorably by the following  
 1-6 vote: Yeas 3, Nays 0, 1 present not voting; May 17, 2019, sent to  
 1-7 printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9 Bettencourt	X			
1-10 Paxton	X			
1-11 Creighton	X			
1-12 Hancock			X	
1-13 Hinojosa				X

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to the additional ad valorem tax and interest imposed as a  
 1-18 result of a change of use of certain land.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 23.55(a), Tax Code, is amended to read as  
 1-21 follows:

1-22 (a) If the use of land that has been appraised as provided by  
 1-23 this subchapter changes, an additional tax is imposed on the land  
 1-24 equal to the difference between the taxes imposed on the land for  
 1-25 each of the three [~~five~~] years preceding the year in which the  
 1-26 change of use occurs that the land was appraised as provided by this  
 1-27 subchapter and the tax that would have been imposed had the land  
 1-28 been taxed on the basis of market value in each of those years, plus  
 1-29 interest at an annual rate of five [~~seven~~] percent calculated from  
 1-30 the dates on which the differences would have become due. For  
 1-31 purposes of this subsection, the chief appraiser may not consider  
 1-32 any period during which land is owned by the state in determining  
 1-33 whether a change in the use of the land has occurred.

1-34 SECTION 2. Section 23.76(a), Tax Code, is amended to read as  
 1-35 follows:

1-36 (a) If the use of land that has been appraised as provided by  
 1-37 this subchapter changes, an additional tax is imposed on the land  
 1-38 equal to the difference between the taxes imposed on the land for  
 1-39 each of the three [~~five~~] years preceding the year in which the  
 1-40 change of use occurs that the land was appraised as provided by this  
 1-41 subchapter and the tax that would have been imposed had the land  
 1-42 been taxed on the basis of market value in each of those years, plus  
 1-43 interest at an annual rate of five [~~seven~~] percent calculated from  
 1-44 the dates on which the differences would have become due.

1-45 SECTION 3. The changes in law made by this Act apply only to  
 1-46 a change of use of land appraised under Subchapter D or E, Chapter  
 1-47 23, Tax Code, that occurs on or after the effective date of this  
 1-48 Act. A change in the use of land appraised under Subchapter D or E,  
 1-49 Chapter 23, Tax Code, that occurs before the effective date of this  
 1-50 Act is governed by the law in effect on the date the change of use  
 1-51 occurred, and the former law is continued in effect for that  
 1-52 purpose.

1-53 SECTION 4. This Act takes effect September 1, 2019.

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