

SENATE AMENDMENTS
2nd Printing

By: Menendez

H.B. No. 3063

A BILL TO BE ENTITLED

AN ACT

relating to the qualification of an area inside a defense base
development authority as an enterprise zone.

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

SECTION 1. Section 379B.009, Local Government Code, is
amended by adding Subsection (c) to read as follows:

(c) An area inside the boundaries of a defense base
development authority established under this chapter automatically
qualifies as an enterprise zone for purposes of Chapter 2303,
Government Code.

SECTION 2. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2013.

ADOPTED

MAY 22 2013

David E. Spivey
Secretary of State

By: *Robert R. McCallister*

H.B. No. 3063

Substitute the following for H.B. No. 3063:

By: *A. C. ...*

C.S. H.B. No. 3063

A BILL TO BE ENTITLED

AN ACT

relating to defense base development authorities.

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

SECTION 1. Section 2303.101, Government Code, is amended to read as follows:

Sec. 2303.101. QUALIFICATION FOR ENTERPRISE ZONE DESIGNATION. An area automatically qualifies for designation as an enterprise zone if the area is:

(1) a block group, as defined by the most recent federal decennial census available at the time of designation, in which at least 20 percent of the residents of the block group have an income at or below 100 percent of the federal poverty level;

(2) an area designated by the federal government as a renewal community, a federal empowerment zone, or a federal enterprise community, including any developable area approved by the federal agency responsible for making that designation; ~~or~~

(3) an area located in a distressed county; or

(4) an area inside the boundaries of a defense base development authority established under Chapter 379B, Local Government Code, that is immediately adjacent to five or more block groups described by Subdivision (1).

SECTION 2. Chapter 379B, Local Government Code, is amended by adding Section 379B.0091 to read as follows:

Sec. 379B.0091. DESIGNATION AS ENTERPRISE ZONE. An area

1 inside the boundaries of a defense base development authority
2 established under this chapter that is immediately adjacent to five
3 or more block groups, as defined by the most recent federal
4 decennial census, in which at least 20 percent of the residents of
5 the block group have an income at or below 100 percent of the
6 federal poverty level, automatically qualifies as an enterprise
7 zone as provided by Section 2303.101, Government Code.

8 SECTION 3. Section 379B.011, Local Government Code, is
9 amended by adding Subsections (c), (d), and (e) to read as follows:

10 (c) A commercial aircraft to be used as an instrumentality
11 of commerce that is under construction inside the authority is
12 presumed to be in interstate, international, or foreign commerce
13 and not located in this state for longer than a temporary period for
14 purposes of Sections 11.01 and 21.02, Tax Code.

15 (d) Tangible personal property located inside the authority
16 is presumed to be in interstate, international, or foreign commerce
17 and not located in this state for longer than a temporary period for
18 purposes of Sections 11.01 and 21.02, Tax Code, if the owner
19 demonstrates to the chief appraiser for the appraisal district in
20 which the authority is located that the owner intends to
21 incorporate the property into or attach the property to a
22 commercial aircraft described by Subsection (c).

23 (e) In this section, "commercial aircraft" means an
24 aircraft under construction that is designed to be used as
25 described by Section 21.05(e), Tax Code.

26 SECTION 4. The change in law made by Section 3 of this Act
27 applies only to ad valorem taxes imposed for a tax year beginning on

1 or after January 1, 2014.

2 SECTION 5. (a) Except as provided by Subsection (b) of this
3 section:

4 (1) this Act takes effect immediately if it receives a
5 vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution; and

7 (2) if this Act does not receive the vote necessary for
8 immediate effect, this Act takes effect September 1, 2013.

9 (b) Section 379B.011, Local Government Code, as amended by
10 this Act, takes effect January 1, 2014.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 23, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3063 by Menéndez (Relating to defense base development authorities.), **As Passed**
2nd House

| |
|---|
| No fiscal implication to the State is anticipated. |
|---|

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, SD, KJo, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 17, 2013

TO: Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3063 by Menéndez (Relating to defense base development authorities.), **Committee Report 2nd House, Substituted**

| |
|---|
| No fiscal implication to the State is anticipated. |
|---|

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, KJo, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 10, 2013

TO: Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3063 by Menéndez (Relating to the qualification of an area inside a defense base development authority as an enterprise zone.), **As Engrossed**

| |
|---|
| No fiscal implication to the State is anticipated. |
|---|

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, KJo, TP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 3, 2013

TO: Honorable José Menéndez, Chair, House Committee on Defense & Veterans' Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3063 by Menéndez (Relating to the qualification of an area inside a defense base development authority as an enterprise zone.), **As Introduced**

| |
|---|
| No fiscal implication to the State is anticipated. |
|---|

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, KJo, TP