

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 4, 2023

TO: Honorable Joan Huffman, Chair, Senate Committee on Finance

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB1614 by Perry (relating to the computation of the cost of goods sold by television and radio broadcasters for purposes of the franchise tax.), **Committee Report 1st House, Substituted**

No fiscal implication to the State is anticipated.

The bill would amend Section 171.1012(o) of the Tax Code (franchise tax) to clarify the list of taxable entities eligible to compute cost of goods sold includes those whose principal business activity is television and radio broadcasting. Cost of goods sold under this paragraph includes depreciation, amortization, and other expenses directly related to the acquisition, production, or use of the property, including expenses for the right to broadcast or use the property. The bill would state that for the purpose of this subsection, “television or radio broadcasting” means television or radio broadcasting under a television or radio broadcast license issued by the Federal Communication Commission and regulated under 47 C.F.R. Part 73 or 74.

According to the Comptroller, the bill would codify current administrative practice and thus have no fiscal implications.

The bill would take effect immediately upon enactment, assuming it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2023.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JMc, KK, SD