

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION**

**April 5, 2025**

**TO:** Honorable Morgan Meyer, Chair, House Committee on Ways & Means

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB3045** by Gerdes (Relating to a franchise tax exemption for corporations operating a spaceport for certain national defense purposes.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB3045, As Introduced: an impact of \$0 through the biennium ending August 31, 2027.

**Additionally, the bill will have a direct impact of a revenue loss to the Property Tax Relief Fund of (\$2,920,000) for the 2026-27 biennium. Any loss to the Property Tax Relief Fund must be made up with an equal amount of General Revenue to fund the Foundation School Program.**

**General Revenue-Related Funds, Five- Year Impact:**

<i>Fiscal Year</i>	<i>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</i>
2026	\$0
2027	\$0
2028	\$0
2029	\$0
2030	\$0

**All Funds, Five-Year Impact:**

<i>Fiscal Year</i>	<i>Probable Revenue (Loss) from Property Tax Relief Fund 304</i>
2026	(\$780,000)
2027	(\$2,140,000)
2028	(\$3,000,000)
2029	(\$3,890,000)
2030	(\$4,670,000)

**Fiscal Analysis**

The bill would add an exemption from the Texas franchise tax for spaceports used for national defense purposes. The bill would exempt a corporation from the franchise tax if the corporation operates a spaceport that is licensed by the Federal Aviation Administration and that is critical to the performance of a contract between the corporation and the United States Department of Defense to provide spaceflight or launch services to that department.

The bill would take effect September 1, 2025.

## **Methodology**

According to the Comptroller, this estimate is based on what taxable entities who meet the definition currently pay in franchise tax, extrapolated forward to reflect expected growth and expiration of the credit for research and development expenditures.

Because the bill exempts a corporation that operates a spaceport from franchise tax, rather than excluding from revenue for franchise tax purposes only revenue derived from spaceport activity, the cost for the exemption could be substantially greater than the estimate below, were a corporation principally engaged in other lines of business to acquire an operator of an FAA licensed spaceport.

## **Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** JMc, KK, SD