

1-1 By: Menendez (Senate Sponsor - Van de Putte) H.B. No. 3063
1-2 (In the Senate - Received from the House May 6, 2013;
1-3 May 7, 2013, read first time and referred to Committee on Veteran
1-4 Affairs and Military Installations; May 17, 2013, reported
1-5 adversely, with favorable Committee Substitute by the following
1-6 vote: Yeas 4, Nays 0; May 17, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13	X			

1-14 COMMITTEE SUBSTITUTE FOR H.B. No. 3063 By: Van de Putte

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

1-17 relating to defense base development authorities.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Section 2303.101, Government Code, is amended to
1-20 read as follows:

1-21 Sec. 2303.101. QUALIFICATION FOR ENTERPRISE ZONE
1-22 DESIGNATION. An area automatically qualifies for designation as an
1-23 enterprise zone if the area is:

1-24 (1) a block group, as defined by the most recent
1-25 federal decennial census available at the time of designation, in
1-26 which at least 20 percent of the residents of the block group have
1-27 an income at or below 100 percent of the federal poverty level;

1-28 (2) an area designated by the federal government as a
1-29 renewal community, a federal empowerment zone, or a federal
1-30 enterprise community, including any developable area approved by
1-31 the federal agency responsible for making that designation; ~~or~~

1-32 (3) an area located in a distressed county; or

1-33 (4) an area inside the boundaries of a defense base
1-34 development authority established under Chapter 379B, Local
1-35 Government Code, that is immediately adjacent to five or more block
1-36 groups described by Subdivision (1).

1-37 SECTION 2. Chapter 379B, Local Government Code, is amended
1-38 by adding Section 379B.0091 to read as follows:

1-39 Sec. 379B.0091. DESIGNATION AS ENTERPRISE ZONE. An area
1-40 inside the boundaries of a defense base development authority
1-41 established under this chapter that is immediately adjacent to five
1-42 or more block groups, as defined by the most recent federal
1-43 decennial census, in which at least 20 percent of the residents of
1-44 the block group have an income at or below 100 percent of the
1-45 federal poverty level, automatically qualifies as an enterprise
1-46 zone as provided by Section 2303.101, Government Code.

1-47 SECTION 3. Section 379B.011, Local Government Code, is
1-48 amended by adding Subsections (c), (d), and (e) to read as follows:

1-49 (c) A commercial aircraft to be used as an instrumentality
1-50 of commerce that is under construction inside the authority is
1-51 presumed to be in interstate, international, or foreign commerce
1-52 and not located in this state for longer than a temporary period for
1-53 purposes of Sections 11.01 and 21.02, Tax Code.

1-54 (d) Tangible personal property located inside the authority
1-55 is presumed to be in interstate, international, or foreign commerce
1-56 and not located in this state for longer than a temporary period for
1-57 purposes of Sections 11.01 and 21.02, Tax Code, if the owner
1-58 demonstrates to the chief appraiser for the appraisal district in
1-59 which the authority is located that the owner intends to
1-60 incorporate the property into or attach the property to a

2-1 commercial aircraft described by Subsection (c).

2-2 (e) In this section, "commercial aircraft" means an
2-3 aircraft under construction that is designed to be used as
2-4 described by Section 21.05(e), Tax Code.

2-5 SECTION 4. The change in law made by Section 3 of this Act
2-6 applies only to ad valorem taxes imposed for a tax year beginning on
2-7 or after January 1, 2014.

2-8 SECTION 5. (a) Except as provided by Subsection (b) of this
2-9 section:

2-10 (1) this Act takes effect immediately if it receives a
2-11 vote of two-thirds of all the members elected to each house, as
2-12 provided by Section 39, Article III, Texas Constitution; and

2-13 (2) if this Act does not receive the vote necessary for
2-14 immediate effect, this Act takes effect September 1, 2013.

2-15 (b) Section 379B.011, Local Government Code, as amended by
2-16 this Act, takes effect January 1, 2014.

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