

By: Ogden

S.B. No. 1780

A BILL TO BE ENTITLED

AN ACT

relating to claiming a franchise tax credit for certain qualified capital investments.

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

SECTION 1. Section 171.802, Tax Code, is amended by adding Subsection (d) to read as follows:

(d) A corporation may claim a credit or take a carryforward credit for a qualified capital investment made on or after January 1, 2003, without regard to whether the county in which it makes the qualified capital investment has lost its designation as a strategic investment area if:

(1) the corporation committed to the investment in that county before January 2003;

(2) at the time the corporation made the commitment, the county was designated as a strategic investment area;

(3) the total investment is at least \$100 million;

(4) the county has a population of less than 15,700;

and

(5) the corporation made a qualified capital investment in the county in each of the two years preceding the year in which the corporation made the qualified capital investment under this subsection.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2003.