

1-1 By: Ogden S.B. No. 1780  
1-2 (In the Senate - Filed March 14, 2003; March 24, 2003, read  
1-3 first time and referred to Committee on Finance; May 7, 2003,  
1-4 reported adversely, with favorable Committee Substitute by the  
1-5 following vote: Yeas 10, Nays 0; May 7, 2003, sent to printer.)

1-6 COMMITTEE SUBSTITUTE FOR S.B. No. 1780 By: Ogden

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to claiming a franchise tax credit for certain qualified  
1-10 capital investments.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 171.802, Tax Code, is amended by adding  
1-13 Subsection (d) to read as follows:

1-14 (d) A corporation may claim a credit or take a carryforward  
1-15 credit for a qualified capital investment made on or after January  
1-16 1, 2003, without regard to whether the county in which it makes the  
1-17 qualified capital investment has lost its designation as a  
1-18 strategic investment area if:

1-19 (1) the corporation committed to the investment in  
1-20 that county before January 2003;

1-21 (2) at the time the corporation made the commitment,  
1-22 the county was designated as a strategic investment area;

1-23 (3) the total investment is at least \$100 million;

1-24 (4) the county has a population of less than 15,700;

1-25 and

1-26 (5) the corporation made a qualified capital  
1-27 investment in the county in each of the two years preceding the year  
1-28 in which the corporation made the qualified capital investment  
1-29 under this subsection.

1-30 SECTION 2. This Act takes effect immediately if it receives  
1-31 a vote of two-thirds of all the members elected to each house, as  
1-32 provided by Section 39, Article III, Texas Constitution. If this  
1-33 Act does not receive the vote necessary for immediate effect, this  
1-34 Act takes effect September 1, 2003.

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