

Amend **CSSB 1105** (Senate committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Section 313.024(b), Tax Code, is amended to read as follows:

(b) To be eligible for a limitation on appraised value under this subchapter, the corporation or limited liability company must use the property in connection with:

- (1) manufacturing;
- (2) research and development;
- (3) a clean coal project, as defined by Section 5.001, Water Code;
- (4) a gasification project for a coal and biomass mixture; [~~or~~]
- (5) renewable energy electric generation; or
- (6) a data center.

SECTION 2. Section 313.024(b), Tax Code, as effective January 1, 2008, is amended to read as follows:

(b) To be eligible for a limitation on appraised value under this subchapter, the entity must use the property in connection with:

- (1) manufacturing;
- (2) research and development;
- (3) a clean coal project, as defined by Section 5.001, Water Code;
- (4) a gasification project for a coal and biomass mixture; [~~or~~]
- (5) renewable energy electric generation; or
- (6) a data center.

SECTION 3. Section 313.024(e), Tax Code, is amended by adding Subdivision (3) to read as follows:

(3) "Data center" means an establishment primarily engaged in providing electronic data processing and storage services described in categories 518210 and 541513 of the 2002 North American Industry Classification System.

SECTION 4. (a) Except as provided by Subsection (b) of this section, this Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2007.

(b) Section 2 of this Act takes effect January 1, 2008