

(1) Amend CSHB 3390, on page 9, lines 22 to 24 to read as follows:

(8) a ~~[computer]~~ data center ~~[primarily used in connection with one or more activities described by Subdivisions (1) through (7) conducted by the entity]; or~~

(2) In SECTION 4 of CSHB 3390, in the introductory language (page 10, line 4), strike "adding Subdivision (7)" and substitute "amending Subdivision (6) and adding Subdivision (7)".

(3) In SECTION 4 of the bill, in amended Section 313.024(e), Tax Code (page 10, between lines 4 and 5), insert the following:

(6) "Data ~~[Computer]~~ center" means an establishment primarily engaged in ~~[providing electronic data processing and information storage]:~~

(A) data processing, hosting, and related services described by industry code 518210 of the North American Industry Classification System;

(B) an Internet activity described by industry code 519130 of the North American Industry Classification System;
or

(C) computer software publishing and reproduction described by industry code 511210 of the North American Industry Classification System; or

(D) on-site management and operation of clients' computer systems or data processing facilities described by industry code 541513 of the North American Industry Classification System.

(E) primarily used in connection with one or more activities described by Subdivisions (1) through (7) conducted by the entity.