

## **BILL ANALYSIS**

C.S.H.B. 246  
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Ways & Means  
Committee Report (Substituted)

### **BACKGROUND AND PURPOSE**

There are concerns regarding the unemployment rate of veterans in Texas, given its reported increase in the last year. C.S.H.B. 246 seeks to encourage the creation of high-quality jobs for veterans by offering tax credits as an incentive to businesses.

### **CRIMINAL JUSTICE IMPACT**

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that rulemaking authority is expressly granted to the comptroller of public accounts in SECTION 1 of this bill.

### **ANALYSIS**

C.S.H.B. 246 amends the Tax Code to authorize a taxable entity to establish a franchise tax credit for certain veteran job creation activities equal to 25 percent of the total wages paid by the taxable entity for each qualifying job during each of the first 12 months of employment of the person hired to perform the job that occur during the period on which the report is based. The bill makes a taxable entity eligible for the credit if the taxable entity is a qualified business primarily engaged in agricultural processing, central administrative offices, distribution, data processing, manufacturing, research and development, or warehousing that creates a minimum of 10 qualifying jobs, defined by the bill as a new permanent full-time job that is held by a veteran, pays an annual wage of at least \$50,000, is covered by a group health benefit plan for which the business pays at least 80 percent of the premiums or other charges assessed under the plan for the employee, and is not created to replace a previous employee.

C.S.H.B. 246 provides for the biennial adjustment, beginning January 1, 2018, of the required wage for a qualifying job based on the percentage increase or decrease in the consumer price index during the preceding state fiscal biennium. The bill requires the comptroller of public accounts to determine the amount of the adjustment and authorizes the comptroller to adopt rules related to making that determination. The bill specifies that the determined amount applies to a report originally due on or after the date the determination is made and establishes that such a determination is final and may not be appealed.

C.S.H.B. 246 authorizes a taxable entity to establish a franchise tax credit for certain capital investments in veteran job creation equal to 7.5 percent of the qualified capital investment during the period in which the report is based. The bill makes a qualified business eligible for the credit if the business pays an annual wage to each veteran employed by the qualified business of at least the amount required for a qualifying job for the period on which the report is based; offers health benefits coverage to all full-time employees at the location with respect to which the

credit is claimed through a group health benefit plan for which the business pays at least 80 percent of the premiums or other charges assessed under the plan for employees; and makes a minimum \$500,000 qualified capital investment, defined by the bill as tangible personal property first placed in service in Texas by a taxable entity primarily engaged in agricultural processing, and that is described by the federal Internal Revenue Code, such as engines, machinery, tools, and implements used in a trade or business or held for investment and subject to an allowance for depreciation, cost recovery under the accelerated cost recovery system, or amortization.

C.S.H.B. 246 requires the franchise tax credit for certain veteran job creation activities and the franchise tax credit for certain capital investments in veteran job creation to be claimed in five equal installments of one-fifth the credit amount over the five consecutive reports beginning with the report based on the period during which the qualifying jobs were created or the qualified capital investment was made, as applicable. The bill caps the total franchise tax credit for certain veteran job creation activities claimed for a report at 50 percent of the amount of franchise tax due for the report before any other applicable tax credits. The bill caps the total franchise tax credit for certain capital investments in veteran job creation claimed for a report at 50 percent of the amount of franchise tax due for the report before any other applicable tax credits. The bill prohibits the sum total of those franchise tax credits, including the amount of any carryforward credits, from exceeding the amount of franchise tax due for the report after any other applicable tax credits.

C.S.H.B. 246 authorizes a taxable entity that is eligible for a franchise tax credit or installment, as applicable, in excess of the bill's limitations to carry the unused credit forward for not more than five consecutive reports and establishes that a carryforward is considered the remaining portion of an installment that cannot be claimed in the current year because of a limitation. The bill specifies that a carryforward is added to the next year's installment of the credit in determining the limitation for that year and that a credit carryforward from a previous report is considered to be used before the current year installment.

C.S.H.B. 246 requires a taxable entity, for the initial and each succeeding report on which a franchise tax credit is claimed under the bill's provisions, to file with its report on a form provided by the comptroller information that sufficiently demonstrates that the entity is eligible for the credit. The bill places the burden of establishing entitlement to, and the value of, the credit on the taxable entity. The bill provides for the expiration of a franchise tax credit for certain veteran job creation activities and prohibits the taxable entity from taking any remaining installment of the credit if, in one of the five years in which the installment of a credit accrues, the taxable entity fails to maintain the minimum number of qualifying jobs required to be created by the entity. The bill provides for the expiration of a franchise tax credit for certain capital investments in veteran job creation and prohibits the taxable entity from taking any remaining installment of the credit if, in one of the five years in which the installment of credit accrues, the taxable entity disposes of the qualified capital investment, takes the qualified capital investment out of service, moves the qualified capital investment out of Texas, or fails to pay the annual wage required for a qualifying job for the period covered by the report on which the taxable entity would otherwise claim the credit. The bill authorizes the taxable entity to take the portion of an installment that accrued in a previous year and was carried forward to the extent permitted under the bill's provisions. The bill prohibits a taxable entity from conveying, assigning, or transferring a franchise tax credit allowed under the bill's provisions to another entity unless all of the assets of the taxable entity are conveyed, assigned, or transferred in the same transaction.

C.S.H.B. 246 requires the comptroller, before the beginning of each regular session of the legislature, to submit to the governor, the lieutenant governor, and the speaker of the house of representatives separate reports on the implementation of the bill's franchise tax credit for certain veteran job creation activities and the bill's franchise tax credit for certain capital investments in veteran job creation. The bill prescribes the required contents of the reports and requires the final reports issued before the expiration of the bill's franchise tax credits to include historical information on the respective credits. The bill prohibits the comptroller from including

confidential information in the biennial reports. The bill authorizes the comptroller to require a taxable entity that claims a franchise tax credit under the bill's provisions to submit on a form provided by the comptroller information on the location of the taxable entity's job creation in Texas or capital investment in Texas, as applicable, and any other information necessary to complete the biennial reports. The bill requires the comptroller to provide notice to the members of the legislature that the biennial reports are available on request.

C.S.H.B. 246 requires the comptroller to adopt rules and forms necessary to implement the bill's provisions. The bill sets its provisions to expire December 31, 2025, and specifies that the expiration does not affect the carryforward of a credit or those credits for which a taxable entity is eligible before that expiration date.

### **EFFECTIVE DATE**

January 1, 2016.

### **COMPARISON OF ORIGINAL AND SUBSTITUTE**

While C.S.H.B. 246 may differ from the original in minor or nonsubstantive ways, the following comparison is organized and formatted in a manner that indicates the substantial differences between the introduced and committee substitute versions of the bill.

#### INTRODUCED

SECTION 1. Chapter 171, Tax Code, is amended by adding Subchapters P and Q to read as follows:

#### SUBCHAPTER P. TAX CREDITS FOR CERTAIN VETERAN JOB CREATION ACTIVITIES

Sec. 171.701. DEFINITIONS. In this subchapter:

(1) "Agricultural processing" means an establishment primarily engaged in activities described in categories 0724, 2011-2099, 2211, 2231, 2824, 2833, 2834, 2835, 2836, 2841, 3111-3199, 3262, or 3952, in product classes 28692 or 28698 of category 2869, or in product classes 28992 or 28994 of category 2899 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(2) "Central administrative offices" means an establishment primarily engaged in performing management or support services for other establishments of the same enterprise. An enterprise consists of all establishments having more than 50 percent common direct or indirect ownership.

(3) "Data processing" means an establishment primarily engaged in activities described in categories 7371-7379 of the 1987 Standard Industrial Classification Manual published by the

#### HOUSE COMMITTEE SUBSTITUTE

SECTION 1. Chapter 171, Tax Code, is amended by adding Subchapters P and Q to read as follows:

#### SUBCHAPTER P. TAX CREDITS FOR EMPLOYMENT OF VETERANS

Sec. 171.771. DEFINITIONS. In this subchapter:

(1) "Agricultural processing" means an establishment primarily engaged in activities described in categories 0724, 2011-2099, or 3111-3199 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(2) "Central administrative offices" means an establishment primarily engaged in performing management or support services for other establishments of the same enterprise. An enterprise consists of all establishments having more than 50 percent common direct or indirect ownership.

(3) "Data processing" means an establishment primarily engaged in activities described in categories 7371-7379 of the 1987 Standard Industrial Classification Manual published by the

United States Department of Labor.

(4) "Distribution" means an establishment primarily engaged in activities described in categories 5012-5199 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(5) "Group health benefit plan" means:

(A) a health plan provided by a health maintenance organization established under Chapter 843, Insurance Code;

(B) a health benefit plan approved by the commissioner of insurance; or

(C) a self-funded or self-insured employee welfare benefit plan that provides health benefits and is established in accordance with the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.).

(6) "Manufacturing" means an establishment primarily engaged in activities described in categories 2011-3999 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(7) "Qualified business" means an establishment primarily engaged in agricultural processing, central administrative offices, distribution, data processing, manufacturing, research and development, or warehousing.

(8) "Qualifying job" means a new permanent full-time job that:

(A) pays an annual wage of at least \$50,000, subject to Section 171.772;

(B) is covered by a group health benefit plan for which the business pays at least 80 percent of the premiums or other charges assessed under the plan for the employee; and

(C) is not created to replace a previous employee.

(9) "Research and development" means an establishment primarily engaged in activities described in category 8731 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(10) "Veteran" means a person who:

(A) has served in:

(i) the army, navy, air force, coast guard, or marine corps of the United States or the United States Public Health Service under 42 U.S.C. Section 201 et seq., as amended;

(ii) the Texas military forces as defined by

United States Department of Labor.

(4) "Distribution" means an establishment primarily engaged in activities described in categories 5012-5199 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(5) "Group health benefit plan" means:

(A) a health plan provided by a health maintenance organization established under Chapter 843, Insurance Code;

(B) a health benefit plan approved by the commissioner of insurance; or

(C) a self-funded or self-insured employee welfare benefit plan that provides health benefits and is established in accordance with the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.).

(6) "Manufacturing" means an establishment primarily engaged in activities described in categories 2011-3999 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(7) "Qualified business" means an establishment primarily engaged in agricultural processing, central administrative offices, distribution, data processing, manufacturing, research and development, or warehousing.

(8) "Qualifying job" means a new permanent full-time job that:

(A) is held by a veteran;

(B) pays an annual wage of at least \$50,000, subject to Section 171.772;

(C) is covered by a group health benefit plan for which the business pays at least 80 percent of the premiums or other charges assessed under the plan for the employee; and

(D) is not created to replace a previous employee.

(9) "Research and development" means an establishment primarily engaged in activities described in category 8731 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

(10) "Veteran" means a person who:

(A) has served in:

(i) the armed forces of the United States or the United States Public Health Service under 42 U.S.C. Section 201 et seq.;

(ii) the Texas military forces, as defined by

Section 437.001; or

(iii) an auxiliary service of one of those branches of the armed forces; and

(B) has been honorably discharged from the branch of the service in which the person served.

(10) "Warehousing" means an establishment primarily engaged in activities described in categories 4221-4226 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

Sec. 171.702. BIENNIAL ADJUSTMENT OF WAGE FOR QUALIFYING JOB. (a) In this section, "consumer price index" means the average over a state fiscal biennium of the Consumer Price Index for All Urban Consumers (CPI-U), U.S. City Average, published monthly by the United States Bureau of Labor Statistics, or its successor in function.

(b) Beginning in 2016, on January 1 of each even-numbered year, the wage amount prescribed by Section 171.771(8) is increased or decreased by an amount equal to the amount prescribed by that section on December 31 of the preceding year multiplied by the percentage increase or decrease during the preceding state fiscal biennium in the consumer price index and rounded to the nearest dollar.

(c) The amount determined under Subsection (b) applies to a report originally due on or after the date the determination is made.

(d) The comptroller shall make the determination required by this section and may adopt rules related to making that determination.

(e) A determination by the comptroller under this section is final and may not be appealed.

Sec. 171.703. ELIGIBILITY.

Sec. 171.704. AMOUNT OF CREDIT. A taxable entity may establish a credit equal to 25 percent of the total wages paid by the taxable entity for each qualifying job filled by a veteran during each of the first 12 months of employment of the person hired to perform the job that occur during the period on which the report is based.

Section 437.001, Government Code; or

(iii) an auxiliary service of a branch of the armed forces described by Subparagraph (i) or (ii); and

(B) has been honorably discharged from the branch of the service in which the person served.

(11) "Warehousing" means an establishment primarily engaged in activities described in categories 4221-4226 of the 1987 Standard Industrial Classification Manual published by the United States Department of Labor.

Sec. 171.772. BIENNIAL ADJUSTMENT OF WAGE FOR QUALIFYING JOB. (a) In this section, "consumer price index" means the average over a state fiscal biennium of the Consumer Price Index for All Urban Consumers (CPI-U), U.S. City Average, published monthly by the United States Bureau of Labor Statistics, or its successor in function.

(b) Beginning in 2018, on January 1 of each even-numbered year, the wage amount prescribed by Section 171.771(8) is increased or decreased by an amount equal to the amount prescribed by that section on December 31 of the preceding year multiplied by the percentage increase or decrease during the preceding state fiscal biennium in the consumer price index and rounded to the nearest dollar.

(c) The amount determined under Subsection (b) applies to a report originally due on or after the date the determination is made.

(d) The comptroller shall make the determination required by this section and may adopt rules related to making that determination.

(e) A determination by the comptroller under this section is final and may not be appealed.

Sec. 171.773. ELIGIBILITY.

Sec. 171.774. AMOUNT OF CREDIT. A taxable entity may establish a credit equal to 25 percent of the total wages paid by the taxable entity for each qualifying job during each of the first 12 months of employment of the person hired to perform the job that occur during the period on which the report is based.

Sec. 171.705. LENGTH OF CREDIT.

Sec. 171.706. LIMITATIONS. (a) The total credit claimed under this subchapter for a report, including the amount of any carryforward credit under Section 171.707, may not exceed 50 percent of the amount of franchise tax due for the report before any other applicable tax credits.

(b) The total credit claimed under this subchapter and Subchapter Q for a report, including the amount of any carryforward credits, may not exceed the amount of franchise tax due for the report after any other applicable credits.

Sec. 171.707. CARRYFORWARD. (a) If a taxable entity is eligible for a credit that exceeds the limitations under Section 171.706, the taxable entity may carry the unused credit forward for not more than five consecutive reports.

(b) A carryforward is considered the remaining portion of an installment that cannot be claimed in the current year because of a limitation under Section 171.706. A carryforward is added to the next year's installment of the credit in determining the limitation for that year. A credit carryforward from a previous report is considered to be used before the current year installment.

Sec. 171.708. CERTIFICATION OF ELIGIBILITY.

(a) For the initial and each succeeding report on which a credit is claimed under this subchapter, the taxable entity shall file with its report, on a form provided by the comptroller, information that sufficiently demonstrates that the taxable entity is eligible for the credit.

(b) The burden of establishing entitlement to and the value of the credit is on the taxable entity.

(c) A credit expires under this subchapter and the taxable entity may not take any remaining installment of the credit if in one of the five years in which the installment of a credit accrues, the taxable entity fails to maintain the minimum number of qualifying jobs required to be created by Section 171.703.

(d) Notwithstanding Subsection (c), the

Sec. 171.775. LENGTH OF CREDIT.

Sec. 171.776. Substantially the same as introduced version.

Sec. 171.777. Substantially the same as introduced version.

Sec. 171.778. Substantially the same as introduced version.

taxable entity may take the portion of an installment that accrued in a previous year and was carried forward to the extent permitted under Section 171.707.

Sec. 171.709. ASSIGNMENT PROHIBITED.

Sec. 171.710. BIENNIAL REPORT BY COMPTROLLER. (a) Before the beginning of each regular session of the legislature, the comptroller shall submit to the governor, the lieutenant governor, and the speaker of the house of representatives a report that states:

(1) the total number of jobs created by taxable entities that claim a credit under this subchapter and the average and median annual wage of those jobs;

(2) the total amount of credits applied against the tax under this chapter and the amount of unused credits including:

(A) the total amount of franchise tax due by taxable entities claiming a credit under this subchapter before and after the application of the credit;

(B) the average percentage reduction in franchise tax due by taxable entities claiming a credit under this subchapter; and

(C) the percentage of tax credits that were awarded to taxable entities with fewer than 100 employees;

(3) the two-digit standard industrial classification of businesses claiming a credit under this subchapter;

(4) the geographical distribution of the credits claimed under this subchapter; and

(5) the effect of the credit provided under this subchapter on employment, personal income, and capital investment in this state and on state tax revenues.

(b) The final report issued before the expiration of this subchapter must include historical information on the credit authorized under this subchapter.

(c) The comptroller may not include in the report information that is confidential by law.

(d) For purposes of this section, the comptroller may require a taxable entity that claims a credit under this subchapter to submit information, on a form provided by the comptroller, on the location of the taxable entity's job creation in this state and any other information necessary to complete

Sec. 171.779. ASSIGNMENT PROHIBITED.

Sec. 171.780. BIENNIAL REPORT BY COMPTROLLER. (a) Before the beginning of each regular session of the legislature, the comptroller shall submit to the governor, the lieutenant governor, and the speaker of the house of representatives a report that states:

(1) the total number of jobs created by taxable entities that claim a credit under this subchapter and the average and median annual wage of those jobs;

(2) the total amount of credits applied against the tax under this chapter and the amount of unused credits including:

(A) the total amount of franchise tax due by taxable entities claiming a credit under this subchapter before and after the application of the credit;

(B) the average percentage reduction in franchise tax due by taxable entities claiming a credit under this subchapter; and

(C) the percentage of tax credits that were awarded to taxable entities with fewer than 100 employees;

(3) the two-digit standard industrial classification of taxable entities claiming a credit under this subchapter;

(4) the geographical distribution of the credits claimed under this subchapter; and

(5) the effect of the credit provided under this subchapter on employment, personal income, and capital investment in this state and on state tax revenues.

(b) The final report issued before the expiration of this subchapter must include historical information on the credit authorized under this subchapter.

(c) The comptroller may not include in the report information that is confidential by law.

(d) For purposes of this section, the comptroller may require a taxable entity that claims a credit under this subchapter to submit information, on a form provided by the comptroller, on the location of the taxable entity's job creation in this state and any other information necessary to complete

the report required under this section.

(e) The comptroller shall provide notice to the members of the legislature that the report required under this section is available on request.

Sec. 171.711. COMPTROLLER POWERS AND DUTIES.

Sec. 171.712. EXPIRATION. (a) This subchapter expires December 31, 2025.

(b) The expiration of this subchapter does not affect the carryforward of a credit under Section 171.707 or those credits for which a taxable entity is eligible before the date this subchapter expires.

SUBCHAPTER Q. TAX CREDITS FOR CERTAIN CAPITAL INVESTMENTS IN VETERAN JOB CREATION

Sec. 171.801. DEFINITIONS.

Sec. 171.802. ELIGIBILITY. (a) A qualified business is eligible for a credit against the tax imposed under this chapter in the amount and under the conditions and limitations provided by this subchapter.

(b) To qualify for the credit authorized under this subchapter, a qualified business must:

(1) pay an annual wage of at least the amount required for a qualifying job to a veteran as defined by Section 171.701 for the period on which the report is based;

(2) offer health benefits coverage to all full-time employees at the location with respect to which the credit is claimed through a group health benefit plan, as defined by Section 171.701, for which the business pays at least 80 percent of the premiums or other charges assessed under the plan for the employees; and

(3) make a minimum \$500,000 qualified capital investment.

Sec. 171.803. AMOUNT OF CREDIT.

Sec. 171.804. LENGTH OF CREDIT.

Sec. 171.805. LIMITATIONS. (a) The total credit claimed under this subchapter for a report, including the amount of any

the report required under this section.

(e) The comptroller shall provide notice to the members of the legislature that the report required under this section is available on request.

Sec. 171.781. COMPTROLLER POWERS AND DUTIES.

Sec. 171.782. Substantially the same as introduced version.

SUBCHAPTER Q. TAX CREDITS FOR CERTAIN CAPITAL INVESTMENTS MADE BY BUSINESSES THAT EMPLOY VETERANS

Sec. 171.821. DEFINITIONS.

Sec. 171.822. ELIGIBILITY. (a) A qualified business is eligible for a credit against the tax imposed under this chapter in the amount and under the conditions and limitations provided by this subchapter.

(b) To qualify for the credit authorized under this subchapter, a qualified business must:

(1) pay an annual wage to each veteran employed by the qualified business of at least the amount required for a qualifying job as defined by Section 171.771 for the period on which the report is based;

(2) offer health benefits coverage to all full-time employees at the location with respect to which the credit is claimed through a group health benefit plan, as defined by Section 171.771, for which the business pays at least 80 percent of the premiums or other charges assessed under the plan for the employees; and

(3) make a minimum \$500,000 qualified capital investment.

Sec. 171.823. AMOUNT OF CREDIT.

Sec. 171.824. LENGTH OF CREDIT.

Sec. 171.825. Substantially the same as introduced version.



carryforward credit under Section 171.806, may not exceed 50 percent of the amount of franchise tax due for the report before any other applicable tax credits.

(b) The total credit claimed under this subchapter and Subchapter P for a report, including the amount of any carryforward credits, may not exceed the amount of franchise tax due for the report after any other applicable tax credits.

Sec. 171.826. CARRYFORWARD. (a) If a taxable entity is eligible for a credit from an installment that exceeds the limitation under Section 171.805, the taxable entity may carry the unused credit forward for not more than five consecutive reports.

(b) A carryforward is considered the remaining portion of an installment that cannot be claimed in the current year because of a limitation under Section 171.805. A carryforward is added to the next year's installment of the credit in determining the limitation for that year. A credit carryforward from a previous report is considered to be used before the current year installment.

Sec. 171.807. CERTIFICATION OF ELIGIBILITY. (a) For the initial and each succeeding report on which a credit is claimed under this subchapter, the taxable entity shall file with its report, on a form provided by the comptroller, information that sufficiently demonstrates that the taxable entity is eligible for the credit.

(b) The burden of establishing entitlement to and the value of the credit is on the taxable entity.

(c) A credit expires under this subchapter and the taxable entity may not take any remaining installment of the credit if in one of the five years in which the installment of a credit accrues, the taxable entity:

- (1) disposes of the qualified capital investment;
- (2) takes the qualified capital investment out of service;
- (3) moves the qualified capital investment out of this state; or
- (4) fails to pay the annual wage required for a qualifying job under Section 171.701 for the period covered by the report on which the taxable entity would otherwise claim the credit.

Sec. 171.826. Substantially the same as introduced version.

Sec. 171.827. CERTIFICATION OF ELIGIBILITY. (a) For the initial and each succeeding report on which a credit is claimed under this subchapter, the taxable entity shall file with its report, on a form provided by the comptroller, information that sufficiently demonstrates that the taxable entity is eligible for the credit.

(b) The burden of establishing entitlement to and the value of the credit is on the taxable entity.

(c) A credit expires under this subchapter and the taxable entity may not take any remaining installment of the credit if in one of the five years in which the installment of a credit accrues, the taxable entity:

- (1) disposes of the qualified capital investment;
- (2) takes the qualified capital investment out of service;
- (3) moves the qualified capital investment out of this state; or
- (4) fails to pay in accordance with Section 171.822(b)(1) the annual wage required for a qualifying job under Section 171.771 for the period covered by the report on which the taxable entity would otherwise claim the

(d) Notwithstanding Subsection (c), the taxable entity may take the portion of an installment that accrued in a previous year and was carried forward to the extent permitted under Section 171.806.

Sec. 171.808. ASSIGNMENT PROHIBITED.

Sec. 171.809. BIENNIAL REPORT BY COMPTROLLER.

Sec. 171.810. COMPTROLLER POWERS AND DUTIES.

Sec. 171.811. EXPIRATION. (a) This subchapter expires December 31, 2025.

(b) The expiration of this subchapter does not affect the carryforward of a credit under Section 171.806 or those credits for which a taxable entity is eligible before the date this subchapter expires.

SECTION 2. This Act applies only to a report originally due on or after the effective date of this Act.

SECTION 32. This Act takes effect January 1, 2016.

credit.

(d) Notwithstanding Subsection (c), the taxable entity may take the portion of an installment that accrued in a previous year and was carried forward to the extent permitted under Section 171.826.

Sec. 171.828. ASSIGNMENT PROHIBITED.

Sec. 171.829. BIENNIAL REPORT BY COMPTROLLER.

Sec. 171.830. COMPTROLLER POWERS AND DUTIES.

Sec. 171.831. Substantially the same as introduced version.

SECTION 2. Same as introduced version.

SECTION 3. Same as introduced version.