

By: Cook

H.B. No. 3732

A BILL TO BE ENTITLED

AN ACT

relating to the eligibility of property used for a large-scale electric energy storage facility for ad valorem tax benefits under the Texas Economic Development Act.

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

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 entity must use the property for:

- (1) manufacturing;
- (2) research and development;
- (3) a clean coal project, as defined by Section 5.001, Water Code;
- (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code;
- (5) renewable energy electric generation;
- (6) electric power generation using integrated gasification combined cycle technology;
- (7) nuclear electric power generation;
- (8) a computer center primarily used in connection with one or more activities described by Subdivisions (1) through (7) conducted by the entity; ~~or~~
- (9) a Texas priority project; or
- (10) a large-scale electric energy storage facility.

1 SECTION 2. Section 313.024(e), Tax Code, is amended by  
2 adding Subdivision (8) to read as follows:

3 (8) "Large-scale electric energy storage facility"  
4 means an electric energy storage facility within the scope of  
5 Subchapter E, Chapter 35, Utilities Code, that:

6 (A) has a rated capacity of not less than 300  
7 megawatts;

8 (B) is capable of being economically dispatched  
9 by the independent organization certified under Section 39.151,  
10 Utilities Code, for the ERCOT power region; and

11 (C) is capable of producing over 20,000 megawatt  
12 hours continuously without being recharged.

13 SECTION 3. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2015.