

By: Craddick

H.B. No. 2644

A BILL TO BE ENTITLED

AN ACT

relating to the definition of qualified employee for purposes of the enterprise zone program.

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

SECTION 1. Section 2303.003(7), Government Code, is amended to read as follows:

(7) "Qualified employee" means a person who:

(A) is a resident of this state;

(B) works for a qualified business;

(C) [~~(B)~~] receives wages from the qualified business from which employment taxes are deducted; and

(D) [~~(C)~~] performs at least 50 percent of the person's service for the business at the qualified business site, or if the person engages in ~~[the transportation of goods or]~~ services off-site, the person is assigned ~~[reports]~~ to the qualified business site and resides within 50 miles of the qualified business site.

SECTION 2. (a) Except as provided by Subsection (b) of this section, Section 2303.003, Government Code, as amended by this Act, applies to an application for an enterprise project designation under the enterprise zone program under Chapter 2303, Government Code, as amended by this Act, that is submitted on or after the effective date of this Act. An application for an enterprise project designation under the enterprise zone program that is

1 submitted before the effective date of this Act is governed by the
2 law in effect on the date the application was submitted, and the
3 former law is continued in effect for that purpose.

4 (b) Section 2303.003(7)(D), Government Code, as added by
5 this Act, applies to an enterprise project that is under audit or
6 subject to audit by the comptroller of public accounts on or after
7 the effective date of this Act.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2023.