Chapter 313 Annual Eligibility Report Form

Form 50-772
(May 2010)

2011
Tax Year covered in this report

Port Neches-Groves ISD	$0.396500	$1.0400
School district name	I&S Tax Rate	M&O Tax Rate

Butadine Unit, C4 Hydrogenation; Indirect Alkylation; Olefin Conversion	Sabina Petrochemicals LLC and BASF FINA Petrochemicals Limited Partnership
Project Name	Company Name
P.O. Box 674411, Houston, Texas 77267-4411	Wayne Travis (713) 485-5713 E-mail: wayne.travis@total.com
Company Address	Company Contact Information

NOTE: This form must be completed by an authorized representative of each approved applicant and each entity with property subject to the limitation agreement. It must be submitted to the school district by May 15th of every year using information from the previous tax (calendar) year. For limitation agreements where there are multiple company entities that receive a part of the limitation provided by the agreement: 1) each business entity not having a full interest in the agreement should complete a separate form for their proportionate share of required employment and investment information; and, 2) separately, the school district is required to complete an Annual Eligibility Report that provides for each question in this form a sum of the individual answers from reports submitted by each entity so that there is a cumulative Annual Eligibility Report reflecting the entire agreement.

17429973229 12236204884	
Texas Taxpayer ID of Applicant	Texas Taxpayer ID Reporting Entity (if appropriate)
December 10, 2002	Sabina Petrochemicals LLC, ATOFINA Petrochemicals Inc., and BASF Corporation
Date of Agreement Approval	Original Applicant Name
2003	2004
First complete tax year of the qualifying time period	Last tax year of the qualifying time period
2005	$30,000,000
First tax year of the limitation	Amount of the limitation at the time of application approval

QUALIFIED PROPERTY INFORMATION

$106,460,000	$100,460,000	$30,000,000
Market Value	I&S Taxable Value	M&O Taxable Value

Is the business entity in good standing with respect to Tax Code, Chapter 171? (Attach printout from Comptroller Web site: http://www.window.state.tx.us/taxinfo/coasintr.html)	☑ Yes	☐ No
Is the business entity current on all taxes due to the State of Texas?	☑ Yes	☐ No
Is the business activity of the project an eligible business activity under Section 313.024(b)?	☑ Yes	☐ No
Please identify business activity:		
What was the application review start date for your application (the date your application was determined to be complete)? (This question must only be answered for projects with applications approved after June 1, 2010.)	N/A	
How many new jobs were based on the qualified property in the year covered by this report? (See note on page 3.)	33	
What is the number of new jobs required for a project in this school district according to 313.021(2)(A)(iv)(b), 313.051(b), as appropriate?	10	
If the applicant requested a waiver of minimum jobs requirement, how many new jobs must the approved applicant create under the waiver?	N/A	
80 percent of New Jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.)	26	

What is the minimum required annual wage for each qualifying job in the year covered by the report?	$63,066.30
For agreements executed prior to June 19, 2009, please identify which of the two Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A) or §313.051(b). For agreements executed after June 19, 2009, please identify which of the four Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A), §313.021(5)(B), §313.021(3)(E)(ii), or §313.051(b).	§313.051(b)
Attach calculations and cite (or attach) exact Texas Workforce Commission data sources.	See Attached
How many qualifying jobs (employees of this entity and employees of a contractor with this entity) were based on the qualified property in the year covered by the report?	33
Of the qualifying job-holders last year, how many were employees of the approved applicant?	-0-
Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?	33
If any qualifying job-holders were employees of an entity contracting with the applicant, does the approved applicant or assignee have documentation from the contractor supporting the conclusion that those jobs are qualifying jobs?	☐ NA ☑ Yes ☐ No

THE FOLLOWING QUESTIONS APPLY ONLY TO APPROVED APPLICANTS WITH AGREEMENTS THAT REQUIRE THE APPROVED APPLICANT TO PROVIDE A SPECIFIED NUMBER OF JOBS AT A SPECIFIED WAGE.

How many qualifying jobs did the approved applicant commit to create in the year covered by the report?	N/A
At what annual wage?	N/A
How many qualifying jobs were created at the specified wage?	N/A

ENTITIES ARE NOT REQUIRED TO ANSWER THE FOLLOWING FIVE QUESTIONS IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME PERIOD OF THEIR AGREEMENT.

What is the qualified investment expended by this entity from the beginning of the qualifying time period through the end of the year covered by this report?	N/A
Was any of the land classified as qualified investment?	☐ Yes ☑ No
Was any of the qualified Investment leased under a capitalized lease?	☐ Yes ☑ No
Was any of the qualified Investment leased under and operating lease?	☐ Yes ☑ No
Was any property not owned by the applicant part of the qualified investment?	☐ Yes ☑ No

THE FOLLOWING QUESTIONS MUST BE ANSWERED BY ENTITIES HAVING A PARTIAL INTEREST IN AN AGREEMENT.

What was your limitation amount (or portion of original limitation amount) during the year covered by this report?	$30,000,000

Please describe your interest in the agreement and identify all the documents creating that interest.

The original applicants, and the original parties to the agreement, were Sabina Petrochemicals LLC, ATOFINA Petrochemicals, Inc. (now known as TOTAL PETROCHEMICALS USA, INC.), and BASF Corporation. TOTAL PETROCHEMICALS USA, INC. and BASF Corporation assigned their respective interests in the agreement to BT Propylene LLC, a wholly-owned subsidiary of BASF FINA Petrochemicals Limited Partnership, pursuant to that certain Assignement and Assumption of Interest in Texas Economic Development Act Participation Agreement dated December 28, 2004. At the time of such assignment, and at all times thereafter, BASF FINA Petrochemicals Limited Partnership was and is wholly-owned, directly and indirectly, by TOTAL PETROCHEMICALS USA, INC. and BASF Corporation. Pursuant to a Certificate of Merger filed with the Texas Secretary of State on December 11, 2008, BT Propylene LLC merged with and into BASF FINA Petrochemicals Limited Partnership effective December 11, 2008. As a result of such merger, BT Propylene LLC's interest in the agreement was assigned by operation of law to BASF FINA Petrochemicals Limited Partnership.

NOTE: For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3). If the agreement includes a definition of "new job" other than TAC §9.1051(14)(C), then please provide the definition "new job" as used in the agreement.

Notwithstanding any waiver by the district of the requirement for the creation of a minimum number of new jobs, or any other job commitment in the agreement, Tax Code 313.024(d) requires that 80 percent of all new jobs be qualifying jobs.

APPROVAL.

"I am the authorized representative for the Company submitting this Annual Eligibility Report. I understand that this Report is a government record as defined in Chapter 37 of the Texas Penal Code. The information I am providing on this Report is true and correct to the best of my knowledge and belief."

Signature

Blas Ortiz

Printed name of authorized company representative

Tax Consultant

Title

May 15, 2012

Date

CONTACT INFORMATION FOR AUTHORIZED REPRESENTATIVE

1301 S. Mopac Ste 430, Austin, TX 78746

Address

512-473-2661

Phone

blas.ortiz@property-tax.com

E-mail

TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

May 15, 2012

CERTIFICATE OF ACCOUNT STATUS

THE STATE OF TEXAS
COUNTY OF TRAVIS

I, Susan Combs, Comptroller of Public Accounts of the State of Texas, DO HEREBY CERTIFY that according to the records of this office

SABINA PETROCHEMICALS LLC

is, as of this date, in good standing with this office having no franchise tax reports or payments due at this time. This certificate is valid through the date that the next franchise tax report will be due May 15, 2012.

This certificate does not make a representation as to the status of the entity's registration, if any, with the Texas Secretary of State.

This certificate is valid for the purpose of conversion when the converted entity is subject to franchise tax as required by law. This certificate is not valid for any other filing with the Texas Secretary of State.

GIVEN UNDER MY HAND AND
SEAL OF OFFICE in the City of
Austin, this 15th day of
May 2012 A.D.

Susan Combs
Texas Comptroller

Taxpayer number: 17429973229
File number: 0800057741

Form 05-304 (Rev. 12-07/17)

TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

May 15, 2012

CERTIFICATE OF ACCOUNT STATUS

THE STATE OF TEXAS
COUNTY OF TRAVIS

I, Susan Combs, Comptroller of Public Accounts of the State of Texas, DO HEREBY CERTIFY that according to the records of this office

BASF FINA PETROCHEMICALS LIMITED PARTNERSHIP

is, as of this date, in good standing with this office having no franchise tax reports or payments due at this time. This certificate is valid through the date that the next franchise tax report will be due May 15, 2012.

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GIVEN UNDER MY HAND AND
SEAL OF OFFICE in the City of
Austin, this 15th day of
May 2012 A.D.

Susan Combs
Texas Comptroller

Taxpayer number: 12236204884
File number: 0011281410

Form 05-304 (Rev. 12-07/17)

2010 Manufacturing Wages by Council of Government Region
Wages for All Occupations

COG	Wages Hourly	Wages Annual
Texas		
1. Panhandle Regional Planning Commission	$18.60	$38,683
2. South Plains Association of Governments	$16.21	$33,717
3. NORTEX Regional Planning Commission	$18.34	$38,153
4. North Central Texas Council of Governments	$23.45	$48,777
5. Ark-Tex Council of Governments	$15.49	$32,224
6. East Texas Council of Governments	$17.63	$36,672
7. West Central Texas Council of Governments	$17.48	$36,352
8. Rio Grande Council of Governments	$15.71	$32,683
9. Permian Basin Regional Planning Commission	$19.90	$41,398
10. Concho Valley Council of Governments	$15.33	$31,891
11. Heart of Texas Council of Governments	$17.91	$37,257
12. Capital Area Council of Governments	$25.37	$52,778
13. Brazos Valley Council of Governments	$15.24	$31,705
14. Deep East Texas Council of Governments	$15.71	$32,682
15. South East Texas Regional Planning Commission	$27.56	$57,333
16. Houston-Galveston Area Council	$24.52	$51,002
17. Golden Crescent Regional Planning Commission	$20.07	$41,738
18. Alamo Area Council of Governments	$17.28	$35,952
19. South Texas Development Council	$13.27	$27,601
20. Coastal Bend Council of Governments	$21.55	$44,822
21. Lower Rio Grande Valley Development Council	$14.35	$29,846
22. Texoma Council of Governments	$18.10	$37,651
23. Central Texas Council of Governments	$17.21	$35,788
24. Middle Rio Grande Development Council	$13.21	$27,471

Source: Texas Occupational Employment and Wages
Data published: June 2011
Data published annually, next update will be June 2012.

$57,333 x 110% =
$63,066.30

Note: Data is not supported by the Bureau of Labor Statistics (BLS).
Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.
Data intended for TAC 313 purposes only.