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April 25, 2016

Dr. Rodney Cavness
Superintendent
Port Neches-Groves ISD
620 Avenue C
Port Neches, TX 77651

Certified Article Number

9314 7699 0430 0022 6257 81

SENDERS RECORD

Dear Dr. Cavness:

Please find attached the Annual Eligibility Report for BASF TOTAL Petrochemicals chapter 313 agreement with Port Neches-Groves ISD;

Electronic copies are being forwarded via email.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Rodrigano". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Sebastian Rodrigano
Petrotax Energy Holdings, LLC
P.O. Box 160263
Austin, TX 78716
(512)717-4988

Enclosure

RECEIVED

MAY - 2 2016

PORT NECHES-GROVES ISD
SUPT. OFFICE



Chapter 313 Annual Eligibility Report Form

Economic Development
and Analysis
Form 50-772-A

SECTION 1: Applicant and District Information

1. Tax year covered by this report: 2015
NOTE: This report must be completed and submitted to the school district by May 15 of every year using information from the previous tax (calendar) year.
2. Application number: 2
NOTE: You can find your application number and all agreement documents and reports on the website www.texasahead.org/tax_programs/chapter313/applicants
3. Name of school district: Port Neches-Groves ISD
4. Name of project on original application (or short description of facility): Butadine Unit, C4 Hydrogenation; Indirect Alkylation; Olefin Co
5. Name of applicant on original application: Sabina Petrochemicals LLC , ATOFINA Petrochemicals Inc., and BASF Corporation
6. Name the company entering into original agreement with district: Same As Above
7. Amount of limitation at time of application approval: \$30,000,000
8. If you are one of two or more companies originally applying for a limitation, list all other applicants here and describe their relationships.
(Use attachments if necessary.)

Please See Attached

SECTION 2: Current Agreement Information

1. Name of current agreement holder(s) BASF TOTAL Petrochemicals LLC
2. Complete mailing address of current agreement holder P.O. Box 674411, Houston, TX 77267-4411
3. Company contact person for agreement holder:

<u>Jeff Barnett</u>	<u>State Tax Manager</u>
Name	Title
<u>713-483-5135</u>	<u>Jeff.Barnett@TOTAL.com</u>
Phone	Email
4. Texas franchise tax ID number of current agreement holder: 12236204884
5. If the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:

<u>N/A</u>	<u>N/A</u>
Name	Tax ID
6. If the authorized company representative (same as signatory for this form) is different from the contact person listed above, complete the following:

<u>Sebastian Rodrigano, Petrotax Energy Holdings, LLC</u>	<u>Managing Member</u>
Name	Title
<u>PO BOX 160263, Austin, TX 78716</u>	
Complete Mailing Address	
<u>512-717-4988</u>	<u>Sebastian.rodrigano@petrotaxenergy.com</u>
Phone	Email
7. If you are a current agreement holder who was not an original applicant, please list all other current agreement holders. Please describe the chain of ownership from the original applicant to the new entities. (Use attachments if necessary.)

Please See Attached

SECTION 3: Applicant Eligibility Information

1. Does the business entity have the right to transact business with respect to Tax Code, Chapter 171?
(Attach printout from Comptroller Web site: <http://www.window.state.tx.us/taxinfo/coaslntr.html>) ☒ Yes ☐ No
2. Is the business entity current on all taxes due to the State of Texas? ☒ Yes ☐ No
3. Is the business activity of the project an eligible business activity under Section 313.024(b)? ☒ Yes ☐ No

3a. Please identify business activity: _____

SECTION 4: Qualified Property Information

1. Market value for reporting year: \$ 29,458,900.00
2. I&S taxable value for reporting year: \$ 29,458,900.00
3. M&O taxable value for reporting year: \$ 29,458,900.00

SECTION 5A: Wage and Employment Information for Applications Prior to Jan. 1, 2014 (#1 Through 999)

ONLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application number on the website at www.texasahead.org/tax_programs/chapter313/applicants.

NOTE: All statutory references in Section 5A are for statute as it existed prior to Jan. 1, 2014. 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.

1. How many new jobs were based on the qualified property in the year covered by this report? (See note above) 35
2. 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
3. Did the applicant request that the governing body waive the minimum job requirement, as provided under Tax Code §313.025(f-1)? ☐ Yes ☒ No

3a. If yes, how many new jobs must the approved applicant create under the waiver? _____

4. Calculate 80 percent of new jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.) 28

5. What is the minimum required annual wage for each qualifying job in the year covered by the report? \$ 66,829.00

6. Identify which of the four Tax Code sections is used to determine the wage standard required by the agreement:

☐ §313.021(5)(A) or ☐ §313.021(5)(B) or ☐ §313.021(3)(E)(ii) or ☒ §313.051(b)

6a. Attach calculations and cite exact Texas Workforce Commission data source as defined in TAC §9.1051.

7. Does the agreement require the applicant to provide a specified number of jobs at a specified wage? ☐ Yes ☒ No

7a. If yes, how many qualifying jobs did the approved applicant commit to create in the year covered by the report? _____

7b. If yes, what annual wage did the approved applicant commit to pay in the year covered by the report? \$ _____

7c. If yes, how many qualifying jobs were created at the specified wage in the year covered by the report? _____

8. 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? 35

8a. Of the qualifying job-holders last year, how many were employees of the approved applicant? 0

8b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 35

8c. 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? ☒ Yes ☐ No ☐ N/A

SECTION 5B: Wage and Employment Information for Applications After Jan. 1, 2014 (#1000 and Above)

ONLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application number on the website at www.texasahead.org/tax_programs/chapter313/applicants.

NOTE: For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3).

QUALIFYING JOBS

1. What is the number of new qualifying jobs the applicant committed to create in the year covered by this report?
2. Did the applicant request that the governing body waive the minimum qualifying job requirement, as provided under Tax Code §313.025(f-1)? ☐ Yes ☐ No
 - 2a. If yes, how many new qualifying jobs must the approved applicant create under the waiver?
3. Which Tax Code section are you using to determine the wage standard required for this project? ☐ §313.021(5)(A) or ☐ §313.021(5)(B)
 - 3a. Attach calculations and cite exact Texas Workforce Commission data sources as defined in TAC §9.1051.
4. What is the minimum required annual wage for each qualifying job in the year covered by this report? \$
5. What is the annual wage the applicant committed to pay for each of the qualifying jobs in the year covered by this report? \$
6. Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? ☐ Yes ☐ No

NON-QUALIFYING JOBS

7. What is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report?
8. What was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report? .. \$
9. What is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051? \$

MISCELLANEOUS

10. Did the applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) in meeting the minimum qualifying job requirements? ☐ Yes ☐ No
 - 10a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.
11. Are you part of a Single Unified Project (SUP) and relying on the provisions in Tax Code §313.024(d-2) to meet the qualifying job requirements? ☐ Yes ☐ No
 - 11a. If yes, attach supporting documentation from the Texas Economic Development and Tourism Office including a list of the other school district(s) and the qualifying jobs located in each.

SECTION 6: Qualified Investment During Qualified Time Period

ENTITIES ARE NOT REQUIRED TO COMPLETE THIS SECTION IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME PERIOD OF THEIR AGREEMENT.

1. 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
2. Was any of the land classified as qualified investment? ☐ Yes ☒ No
3. Was any of the qualified investment leased under a capitalized lease? ☐ Yes ☒ No
4. Was any of the qualified investment leased under an operating lease? ☐ Yes ☒ No
5. Was any property not owned by the applicant part of the qualified investment? ☐ Yes ☒ No

SECTION 7: Partial Interest

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

1. What was your limitation amount (or portion of original limitation amount) during the year covered by this report? . . . 30,000,000.00
2. Please describe your interest in the agreement and identify all the documents creating that interest.

Please see Attached

SECTION 8: 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."

print
here

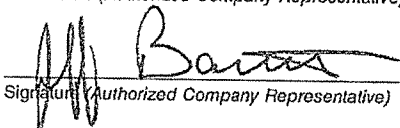
Jeff Barnett

Print Name (Authorized Company Representative)

State Tax Manager

Title

sign
here



Signature (Authorized Company Representative)

4-25-16

Date

print
here

Sebastian Rodrigano, Petrotax Energy Holdings, LLC

Print Name of Preparer (Person Who Completed the Form)

512-717-4988

Phone

Form 50-772A Attachment

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 Assignment 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's interest in the agreement was assigned by operation of law to BASF FINA Petrochemicals Limited Partnership. On August 31, 2012 Sabina Petrochemicals LLC was merged into the joint venture of BASF TOTAL Petrochemicals LLC, which consolidates the joint ventures formerly known as BASF FINA Petrochemicals Limited Partnership and Sabina Petrochemicals LLC.



Franchise Tax Account Status

As of: 04/25/2016 11:15:38 AM

This Page is Not Sufficient for Filings with the Secretary of State

BASF TOTAL PETROCHEMICALS LLC

Texas Taxpayer Number 12236204884

Mailing Address 100 PARK AVE C/O CHRISTOPHER ZARO
FLORHAM PARK, NJ 07932-1049

Right to Transact ACTIVE
Business in Texas

State of Formation DE

Effective SOS 11/29/2012

Registration Date

Texas SOS File Number 0801691640

Registered Agent Name C T CORPORATION SYSTEM

Registered Office Street 1999 BRYAN ST., STE. 900
Address DALLAS, TX 75201

2014 Manufacturing Average Wages by Council of Government Region
Wages for All Occupations

COG	Wages	
	Hourly	Annual
Texas	\$24.18	\$50,305
1. <u>Panhandle Regional Planning Commission</u>	\$21.07	\$43,821
2. <u>South Plains Association of Governments</u>	\$16.75	\$34,834
3. <u>NORTEX Regional Planning Commission</u>	\$20.23	\$42,077
4. <u>North Central Texas Council of Governments</u>	\$25.32	\$52,672
5. <u>Ark-Tex Council of Governments</u>	\$17.80	\$37,017
6. <u>East Texas Council of Governments</u>	\$19.87	\$41,332
7. <u>West Central Texas Council of Governments</u>	\$19.41	\$40,365
8. <u>Rio Grande Council of Governments</u>	\$17.82	\$37,063
9. <u>Permian Basin Regional Planning Commission</u>	\$23.65	\$49,196
10. <u>Concho Valley Council of Governments</u>	\$18.70	\$38,886
11. <u>Heart of Texas Council of Governments</u>	\$20.98	\$43,636
12. <u>Capital Area Council of Governments</u>	\$28.34	\$58,937
13. <u>Brazos Valley Council of Governments</u>	\$17.57	\$36,547
14. <u>Deep East Texas Council of Governments</u>	\$17.76	\$36,939
15. <u>South East Texas Regional Planning Commission</u>	\$29.21	\$60,754
16. <u>Houston-Galveston Area Council</u>	\$26.21	\$54,524
17. <u>Golden Crescent Regional Planning Commission</u>	\$23.31	\$48,487
18. <u>Alamo Area Council of Governments</u>	\$19.46	\$40,477
19. <u>South Texas Development Council</u>	\$13.91	\$28,923
20. <u>Coastal Bend Council of Governments</u>	\$25.12	\$52,240
21. <u>Lower Rio Grande Valley Development Council</u>	\$16.25	\$33,808
22. <u>Texoma Council of Governments</u>	\$20.51	\$42,668
23. <u>Central Texas Council of Governments</u>	\$18.02	\$37,486
24. <u>Middle Rio Grande Development Council</u>	\$20.02	\$41,646

Source: Texas Occupational Employment and Wages

Data published: July 2015

Data published annually, next update will be July 31, 2016

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.