



# **Texas Enterprise Fund** 2021 Legislative Report

**Reporting Period: January 2019 - December 2020** 

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## **OVERVIEW OF THE TEXAS ENTERPRISE FUND**

The 78th Texas Legislature established the Texas Enterprise Fund (TEF) in 2003 to help attract new jobs and investment to the state. TEF has been subsequently reappropriated by the Legislature during every Legislative Session since the establishment of the program. TEF is the largest "deal-closing" performance-based grant of its kind in the nation, and it continues to be used to attract new jobs to Texas. TEF is a performance-based financial incentive tool used only in competitive situations when a single Texas community is competing with another viable out-of-state option for an economic development project which will create new jobs and investment.

TEF is an application-driven program, for competitive projects where a prospective company that is considering relocating to or expanding in Texas submits an application to the Texas Economic Development & Tourism Office (EDT) in the Office of the Governor for review. EDT has no input on which Texas community a company ultimately selects. The Governor, Lieutenant Governor and Speaker of the Texas House of Representatives must unanimously agree to grant an award.

Economic development projects considered for a TEF award must demonstrate a significant rate of return on the public dollars being invested in the project. Additionally, every TEF project must meet several primary qualifications to be considered. These include competition with a location outside of Texas, significant job creation, wages that are at or above the average county wage, substantial capital investment by the project, and community involvement in the form of local economic incentive offers.

Every application submitted undergoes an 11-step due diligence process. Corporate activity, financial standing, tax status, legal issues, credit ratings, and estimated economic impacts are assessed for each project and considered in all award decisions. Award dollar amounts are determined using a standardized analytical model applied to each TEF applicant. This model projects that the State of Texas will see a full return on its investment within the period of a project contract via estimated future sales tax revenues. Variations in award amounts are influenced by the number of jobs to be created, the expected timeframe for hiring, and the average wages to be paid.

TEF gives Texas a competitive advantage in attracting new businesses to the state and encourages the expansion of existing Texas businesses that might otherwise opt to expand outside of Texas. In addition, the conservative and thorough methodology behind the grant process, and the enforcement of contractual agreements with each awarded company, ensures public funds invested through TEF produce a positive return on investment.

## **REPORTING REQUIREMENTS**

The contents of the Texas Enterprise Fund Legislative Report are outlined in Section 481.079 of the Texas Government Code:

Sec. 481.079. REPORT ON USE OF MONEY IN TEXAS ENTERPRISE FUND. (a) Before the beginning of each regular session of the legislature, the governor shall submit to the lieutenant governor, the speaker of the House of Representatives, and each other member of the legislature a report on grants made under Section 481.078 that states:

(1) the number of direct jobs each recipient committed to create in this state;

(2) the number of direct jobs each recipient created in this state;

(3) the median wage of the jobs each recipient created in this state;

(4) the amount of capital investment each recipient committed to expend or allocate per project in this state;

(5) the amount of capital investment each recipient expended or allocated per project in this state;

(6) the total amount of grants made to each recipient;

(7) the average amount of money granted in this state for each job created in this state by grant recipients;

(8) the number of jobs created in this state by grant recipients in each sector of the North American Industry Classification System (NAICS); and

(9) of the number of direct jobs each recipient created in this state, the number of positions created that provide health benefits for employees.

(a-1) For grants awarded for a purpose specified by Section 481.078(d-1), the report must include only the amount and purpose of each grant.

(b) The report may not include information that is made confidential by law.

(c) The governor may require a recipient of a grant under Section 481.078 to submit, on a form the governor provides, information required to complete the report.

## SUMMARY OF HISTORIC PROGRAM ACTIVITY

#### NUMBER OF AWARDS BY FISCAL YEAR

The following chart provides a historical view of the TEF since its inception in Fiscal Year 2004.

Biennium	Total Projects Funded	Total Amount Awarded	New Direct Jobs Committed	Capital Investment Committed <sup>2</sup>	Average Median Wage
FY 04-05	22	\$279,664,000	25,245	\$6.5B	\$65,556
FY 06-07	15	\$ 68,250,000	12,248	\$6.76B	\$72,825
FY 08-09	17	\$ 32,389,196	6,766	\$770M	\$46,051
FY 10-11	34	\$ 34,629,000	7,423	\$640M	\$54,053
FY 12-13	25	\$ 55,526,500	11,602	\$7B	\$66,096
FY 14-15	19	\$ 72,020,000	10,437	\$4.78B	\$75,837
FY 16-17	20	\$ 34,161,522	13,041	\$680M	\$36,588
FY 18-19	19	\$ 56,041,530	11,257	\$4.3B	\$42,007
FY 20 to Date <sup>1</sup>	10	\$ 44,930,800	6,312	\$2.68B	N/A <sup>3</sup>
Total	181	\$677,612,548	104,331	\$34.1B	\$52,499

<sup>1</sup> Through December 31, 2020.

<sup>2</sup> Capital Investment Committed per Biennium is rounded.

<sup>3</sup> Data is not available. No FY 20-21 grantees have been required to report to date.

During this reporting period (January 2019 through December 2020), there have been 18 TEF awards to companies committing 13,984 new jobs and \$6.75B in capital investment.

#### JOBS BY INDUSTRY SECTOR (SINCE FY2004)

TEF has helped attract businesses to Texas in a wide range of industry sectors. The following table displays the number of direct jobs created by grant recipients in each sector of the North American Industry Classification System (NAICS). Created jobs are verified by the OOG's Office of Compliance and Monitoring through Annual Compliance Verification Reports and Compliance Site Visits.

Sector	Sector Name	Jobs
21	Mining, Quarrying, and Oil and Gas Extraction	427
23	Construction	44
31-33	Manufacturing	31,040
42	Wholesale Trade	4,657
44-45	Retail Trade	181
48-49	Transportation and Warehousing	139
51	Information	4,583
52	Finance and Insurance	23,786
54	Professional, Scientific, and Technical Services	19,083
55	Management of Companies and Enterprises	2,664
56	Administrative and Support and Waste Management and Remediation Services	268
61	Educational Services	6,243
62	Health Care and Social Assistance	102
71	Art, Entertainment, and Recreation	135

#### FUNDED PROJECT STATISTICS

The average amount granted per job committed is \$6,495 for all TEF awards since FY2004.

All figures reported below were verified by annual compliance reports submitted by grantees for the 2019 reporting period, unless otherwise noted. Information reported, but not available for the 2020 reporting period, was verified through that last annual compliance report submitted by the grantee.

Grantee	Award Amount	Date of Award	# of Jobs	Created Jobs to Date	Median Wage of Created Jobs	Capital Investment Committed	Capital Investment Expended or Allocated	Created Jobs Offered Health Benefits
3M Company <sup>1</sup>	\$194,000	5/1/2010	55	51	\$66,357	\$21,200,000	\$23,045,145	51
Access Dental Lab TX, LLC <sup>2</sup>	\$0	12/20/2019	442	-	-	\$36,800,000	-	-
Active Network, LLC <sup>1</sup>	\$2,580,000	6/27/2014	1,000	-	\$105,290	\$13,000,000	\$15,507,291	-
ADP, Inc. (Kirk) <sup>1</sup>	\$3,000,000	5/31/2006	1,028	721	-	\$23,900,000	\$39,098,254	721
ADP, LLC (Helping Hand) 1	\$2,400,000	12/10/2012	585	1,050	\$44,110	\$22,000,000	\$39,724,406	1,050
Albany Engineered Composites <sup>1</sup>	\$300,000	1/24/2008	55	-	-	\$41,635,000	-	-
Alloy Polymers <sup>1</sup>	\$100,000		52	-	-	\$15,600,000	-	-
Allstate Insurance Company (Irving)	\$2,600,000	1/31/2019	1,300	174	\$69,816	\$11,000,000	\$2,845,271	174
Allstate Insurance Company (San Antonio) <sup>1</sup>	\$1,100,000	2/1/2010	200	0	\$0	\$11,607,475	\$10,907,076	0
American SpiralWeld Pipe Company LLC	\$402,000	6/1/2019	60	0	\$0	\$91,906,929	\$35,268,973	0
AmeriCredit Financial Services, Inc. dba GM Financial	\$0	4/15/2016	490	-	-	\$20,000,000	-	-
Apple Inc. (Williamson County)	\$25,000,000	1/25/2019	4,000	0	\$0	\$400,000,000	\$476,817,492	0
Apple Inc. (Austin)	\$21,000,000	3/5/2012	3,635	2,957	\$68,950	\$304,000,000	\$487,787,898	2,957
Ariat International, Inc.	\$750,000	10/15/2020	75	0	\$0	\$40,000,000	\$0	0
Ascend Performance Materials Texas, Inc. <sup>1</sup>	\$350,000	2/22/2013	100	-	-	\$1,200,000,000	\$53,000,000	-

	1	1	1	1	1	1	1	1
Associated Hygienic Products, LLC <sup>1</sup>	\$520,000	12/10/2008	115	163	\$43,836	\$31,078,039	\$70,200,000	163
athenahealth, Inc.	\$5,000,000	1/31/2014	607	102	\$53,391	\$13,000,000	\$32,303,345	102
Authentix <sup>1</sup>	\$750,000	10/25/2007	120	39	-	\$6,550,000	\$6,840,786	-
Bank of America (fka Countrywide Financial) <sup>1</sup>	\$20,000,000	2005	3,876	-	-	\$200,000,000	-	-
BASF Corporation <sup>2</sup>	\$0	10/9/2015	163	9	\$80,000	\$1,750,000,000	\$145,000,000	9
Baylor College of Medicine <sup>1</sup>	\$2,000,000	2004	-	-	-	\$51,000,000	-	-
Becton, Dickinson & Company	\$1,560,000	8/12/2010	296	456	\$53,391	\$6,350,000	\$12,078,062	456
Board of Regents of The University of Texas System (fbo University of Texas Health Science Center - Houston and The University of Texas M.D. Anderson Cancer Center)	\$25,000,000	7/31/2005	2,252	6,243	\$100,183	\$55,000,000	\$144,190,000	6,243
Borusan Mannesmann Pipe U.S., Inc.	\$1,625,000	3/11/2013	250	305	\$73,891	\$148,000,000	\$176,316,183	305
Cabela's <sup>1</sup>	\$400,000	11/10/2004	241	-	-	\$120,000,000	-	-
Cardiovascular Systems, Inc. <sup>1</sup>	\$400,000	6/3/2010	100	56	\$37,629	\$25,500,000	\$1,716,077	56
Caterpillar Inc. (Victoria) <sup>1</sup>	\$1,175,000	2/5/2011	238	557	\$37,104	\$122,725,000	\$191,580,000	557
Caterpillar, Inc. (Seguin)	\$8,500,000	8/18/2009	1,714	1,781	\$44,686	\$176,800,000	\$350,515,173	1,781
Centene Corporation <sup>1</sup>	\$460,500	5/2/2012	307	64	\$36,019	\$15,000,000	\$14,690,881	64
Cerealto Seguin, LLC (fka Siro Group USA, LLC) <sup>2</sup>	\$0	11/10/2014	212	1	\$62,479	\$58,500,000	\$88,755	1
CGI Technologies and Solutions Inc.	\$1,800,000	10/10/2011	350	253	\$55,122	\$7,000,000	\$5,704,554	253
CGT U.S. Limited	\$2,000,000	3/1/2016	275	177	\$36,690	\$81,000,000	\$79,226,000	177
CH2M HILL, Inc.	\$2,300,000	1/2/2012	285	106	\$114,763	\$5,250,000	\$2,806,764	106
Charles Schwab & Co., Inc. (Austin)	\$4,500,000	7/11/2014	823	1,546	\$108,376	\$210,852,690	\$309,729,261	1,546

Charles Schwab & Co., Inc. (El	\$1,450,000	5/16/2014	445	268	\$40,788	\$21,568,574	\$18,230,353	268
Paso) Charles Schwab								
& Co., Inc. (Westlake)	\$6,000,000	9/15/2016	1,200	1,705	\$78,493	\$100,000,000	\$351,501,670	1,705
Chevron U.S.A. Inc. <sup>1</sup>	\$3,000,000	6/25/2013	1,752	427	\$123,500	\$662,000,000	\$88,018,630	427
CITGO Petroleum Corp. <sup>1</sup>	\$5,000,000	4/30/2004	820	285	\$117,431	\$828,000,000	\$831,626,909	285
CK Technologies, LLC	\$425,000	10/18/2010	121	231	\$36,457	\$18,200,000	\$36,442,906	231
Cognizant Technology Solutions U.S. Corporation	\$2,105,880	12/1/2017	1,090	229	\$94,489	\$8,452,000	\$4,122,000	229
Coll Materials <sup>1</sup>	\$200,000	4/5/2011	111	-	-	\$5,900,000	-	-
Comerica Incorporated	\$3,500,000	8/29/2007	200	192	\$127,926	\$16,250,000	\$23,339,885	192
Consolidated Electrical Distributors, Inc.	\$1,200,000	10/1/2010	120	129	\$92,231	\$3,300,000	\$10,329,237	129
Corrigan OSB, L.L.C.	\$1,140,000	12/22/2014	165	153	\$53,652	\$262,000,000	\$321,114,875	153
CSP of Texas, LL <sup>3</sup>	\$783,750	6/29/2020	190	0	\$0	\$58,025,000	\$0	0
Dow Chemical Company, The (Beta)	\$1,500,000	7/19/2013	96	97	\$98,985	\$846,000,000	\$1,077,306,525	97
Dow Chemical Company, The (New Spring)	\$1,000,000	4/30/2012	150	150	\$126,713	\$1,700,000,000	\$1,633,022,286	150
Dropbox, Inc. <sup>1</sup>	\$500,000	2/5/2014	170	67	\$63,190	\$5,500,000	\$5,000,000	67
East Penn Manufacturing Co.	\$1,290,300	7/31/2019	253	7	\$31,731	\$106,650,000	\$1,562,212	7
eBay Inc. <sup>1</sup>	\$1,400,000	3/30/2011	1,050	138	\$104,614	\$5,180,000	\$48,766,624	138
Emerson Process Management Valve Automation, Inc. <sup>1</sup>	\$400,000	1/1/2013	126	-	-	\$9,500,000	\$33,979,953	-
Ericsson Inc.	\$3,592,400	10/16/2019	410	0	\$0	\$134,000,000	\$23,855,214	0
Ernst & Young U.S. LLP	\$2,625,000	3/1/2018	600	123	\$46,397	\$10,500,000	\$14,821,428	123
Facebook, Inc. <sup>1</sup>	\$1,400,000	2/24/2010	200	637	\$96,668	\$3,150,000	\$56,387,375	637
Ferris Mfg. Corp.	\$420,000	1/27/2012	80	54	\$58,743	\$5,500,000	\$2,375,148	54
Fidelity Global Brokerage Group, Inc. <sup>1</sup>	\$8,500,000	2/5/2007	850	2,285	\$48,000	\$200,000,000	\$230,042,645	2,285
FlexSteel Pipeline	\$650,000	8/1/2011	130	217	\$75,000	\$94,800,000	\$21,170,128	217

Technologies, Inc.								
Forcepoint LLC (fka Websense, Inc.)	\$4,500,000	2/3/2014	445	448	\$94,460	\$9,900,000	\$10,204,088	448
Forum Energy Services, Inc. (fka Allied Production Solutions, LP) <sup>1</sup>	\$800,000	10/29/2007	200	103	\$55,300	\$16,325,000	\$15,000,000	103
Freshpet, Inc. <sup>3</sup>	\$2,138,000	6/25/2020	427	0	\$0	\$264,500,000	\$0	0
Frito-Lay North America, Inc. <sup>1</sup>	\$1,125,000	12/1/2009	125	109	\$120,000	\$4,500,000	\$68,500,000	109
Fritz Industries, Inc. <sup>1,2</sup>	\$0	1/1/2013	250	37	\$41,600	\$37,500,000	\$30,327,460	37
Galderma Laboratories, L.P. <sup>2</sup>	\$0	12/15/2015	342	8	\$147,321	\$22,000,000	\$5,446,366	8
Gartner, Inc.	\$3,900,000	11/1/2017	800	584	\$86,373	\$12,400,000	\$15,200,659	584
G-Con, LLC	\$3,000,000	5/1/2010	408	0	\$0	\$86,000,000	\$65,972,231	0
General Electric Company (GE Transportation Operating Division) <sup>1</sup>	\$2,100,000	5/12/2011	330	480	\$55,761	\$96,000,000	\$270,690,769	480
GGNSC Holdings LLC (Golden Living) <sup>1</sup>	\$1,400,000	2/16/2011	100	44	\$96,541	\$8,400,000	\$2,623,357	44
Golden State Foods Corp.	\$900,000	4/1/2017	150	108	\$34,513	\$19,600,000	\$47,949,072	108
Green Star Products <sup>1</sup>	\$175,000	6/1/2010	-	-	-	-	-	-
GRI Towers Texas, Inc. (formerly Gestamp Wind Steel U.S. Inc.)	\$1,800,000	10/2/2015	339	280	\$47,273	\$43,000,000	\$51,002,212	280
Grifols Shared Services North America, Inc. <sup>1</sup>	\$250,000	10/15/2009	90	100	\$40,651	\$76,623,300	\$22,860,359	100
Gulfstream <sup>1</sup>	\$375,000	2008	-	-	-	-	-	-
Hanger, Inc <sup>1</sup> .	\$1,500,000	1/8/2010	236	194	\$104,721	\$4,700,000	\$31,219,625	194
Health Management Systems, Inc. <sup>1</sup>	\$1,600,000	8/1/2010	350	305	\$74,404	\$17,687,439	\$57,566,478	305
HelioVolt Corp. <sup>1</sup>	\$500,000	3/21/2008	51	51	\$74,700	\$62,900,000	\$87,000,000	-
Hewlett- Packard <sup>1</sup>	\$3,000,000	2006	-	-	-	-	-	-
HID Global Corporation	\$1,900,000	8/31/2012	239	486	\$78,130	\$35,250,000	\$64,294,250	486
Hilmar Cheese <sup>1</sup>	\$7,500,000	11/30/2005	1,962	991	-	\$190,000,000	-	-
Hirschfeld Energy (fka Martifer) <sup>1</sup>	\$500,000	9/9/2008	93	16	-	\$40,000,000	\$22,622,048	-

Home Depot <sup>1</sup>	\$8,500,000	7/31/2004	843	-	-	\$809,170,000	-	-
Hudson Product Holdings, Inc.	\$1,020,000	2/15/2017	150	42	\$58,635	\$6,057,871	\$8,013,698	42
Hulu, LLC	\$1,284,000	5/2/2017	214	334	\$36,487	\$13,660,000	\$10,935,573	334
Huntsman Corporation <sup>1</sup>	\$2,750,000	8/8/2005	285	474	\$99,071	\$226,725,000	\$477,973,075	474
iDx Corp. <sup>1</sup>	\$125,000	2/28/2011	28	-	-	\$5,100,000	-	-
Ineos USA <sup>1</sup>	\$750,000	2006	150	-	-	\$5,720,000	-	-
Infosys Limited	\$3,075,000	3/29/2019	500	76	\$70,488	\$12,300,000	\$23,790,984	76
Jacobs Engineering Group Inc.	\$1,238,760	7/15/2016	111	0	\$0	\$4,000,000	\$8,336,326	0
Jamba Juice Company <sup>2</sup>	\$0	7/8/2016	126	-	-	\$2,000,000	-	-
James Skinner Co. <sup>1,2</sup>	\$0	12/19/2012	393	94	\$34,832	\$25,000,000	\$12,600,000	94
JPMorgan Chase (fka Washington Mutual) <sup>1</sup>	\$15,000,000	8/31/2005	4,200	14,121	\$35,699	\$50,000,000	-	-
JSW Steel (USA) Inc.	\$0	1/17/2019	500	-	-	\$250,000,000	-	-
JTEKT Automotive Texas, L.P. (fka Koyo) <sup>1</sup>	\$333,000	2/14/2005	200	357	\$40,918	\$30,000,000	\$74,000,000	357
Jyoti Americas, LLC⁴	\$865,000	10/28/2010	157	-	-	\$27,610,250	\$36,743,675	-
KLN Steel Products <sup>1</sup>	\$450,000	8/4/2008	156	-	-	\$25,000,000	-	-
Kohl's Department Stores, Inc. (Dallas)	\$576,000	6/11/2013	144	-	-	\$54,900,000	\$62,361,830	-
Kohl's Department Stores, Inc. (San Antonio)	\$750,000	4/9/2010	150	181	\$48,900	\$18,000,000	\$56,959,230	181
Kubota Tractor Corporation	\$3,800,000	7/27/2015	344	339	\$83,824	\$51,000,000	\$52,869,059	339
Kuraray America, Inc.	\$965,000	5/24/2012	107	200	\$130,670	\$302,000,000	\$341,884,978	200
Latex Foam International Holdings, Inc.⁵	\$350,000	10/1/2010	-	-	-	-	-	-
Layne Christensen Company <sup>1</sup>	\$450,000	12/5/2012	210	100	\$89,212	\$6,700,000	\$8,000,000	100
Learn & Tigre <sup>1</sup>	\$9,781,000	2/28/2005	-	-	-	-	-	-
Lee Container Corporation, Inc. <sup>1</sup>	\$300,000	4/4/2005	105	44	\$25,079	\$5,636,000	\$4,654,096	44
LegalZoom.com Texas, LLC <sup>1</sup>	\$1,000,000	2/1/2010	465	481	\$49,699	\$11,750,000	\$39,171,813	481

Lockheed Martin <sup>1</sup>	\$4,000,000	4/15/2007	550	305	\$102,592	\$58,000,000	\$181,800,000	-
Lone Wolf Real Estate Technologies, Inc.	\$862,500	6/15/2017	150	0	\$0	\$3,450,000	\$0	0
Lorimer (Natura World) <sup>1</sup>	\$750,000	5/1/2010	-	-	-	-	-	-
Louis Vuitton U.S. Manufacturing, Inc.	\$851,700	12/1/2017	204	75	\$31,387	\$29,807,000	\$32,713,694	75
Maverick Arms <sup>1</sup>	\$75,000	3/31/2014	50	-	-	\$3,400,000	-	-
Maxim Integrated Products (Irving) <sup>1</sup>	\$2,000,000	2006	-	-	-	-	-	-
Maxim Integrated Products <sup>1</sup>	\$1,500,000	12/22/2004	500	-	-	\$90,000,000	-	-
McKesson Corporation	\$9,750,000	5/10/2016	975	517	\$106,697	\$157,000,000	\$183,361,613	517
McLane Advanced Technologies <sup>1</sup>	\$500,000	2009	-	-	-	-	-	-
Merck & Co., Inc.	\$0	7/15/2017	600	0	\$0	\$24,000,000	\$4,296,043	0
Microsoft Corporation <sup>3</sup>	\$4,874,850	2/28/2020	575	0	\$0	\$31,400,000	\$0	0
MiniMed Distribution Corp. (Medtronic)	\$6,000,000	6/1/2009	1,384	926	\$52,099	\$23,226,000	\$24,276,992	926
Motiva Enterprises LLC <sup>1</sup>	\$2,000,000	5/25/2006	300	667	\$77,792	\$3,500,000,000	\$10,681,417,464	667
Natgasoline LLC <sup>1</sup>	\$1,425,000	10/1/2013	240	326	\$115,299	\$1,900,000,000	\$1,688,250,276	326
Nationstar Mortgage <sup>1</sup>	\$560,000	7/7/2010	400	400	\$41,000	\$2,000,000	\$95,000,000	400
Nationwide Mutual Insurance <sup>1</sup>	\$1,200,000	2019	-	-	-	-	-	-
Navistar, Inc <sup>3</sup> .	\$2,272,400	5/22/2020	437	0	\$0	\$235,000,000	\$0	0
Newly Weds Foods, Inc.	\$450,000	3/10/2006	115	161	\$52,581	\$27,000,000	\$52,859,443	161
NTT Data, Inc.	\$7,499,352	5/26/2017	6,377	0	\$0	\$28,800,000	\$20,137,945	0
Office Depot, Inc. <sup>1</sup>	\$300,000	7/27/2011	203	268	\$50,908	\$6,900,000	\$10,180,850	268
OKI Data Americas, Inc.	\$0	8/15/2016	104	6	\$82,191	\$3,580,000	\$3,156,735	6
Omnitracs, LLC	\$3,900,000	6/27/2014	450	386	\$83,172	\$10,000,000	\$16,249,623	386
Oracle America, Inc. <sup>1</sup>	\$1,000,000	10/31/2013	200	1,003	\$62,638	\$5,395,000	\$12,782,458	1,003
Pactiv LLC	\$930,000	10/1/2012	200	460	\$34,571	\$58,000,000	\$156,456,729	460
Pei Wei Asian Diner, LLC	\$500,000	9/8/2017	100	16	\$121,918	\$1,500,000	\$2,151,189	16

TEXAS ECONOMIC DEVELOPMENT & TOURISM | OFFICE OF THE GOVERNOR

Pentagon Federal Credit	\$2,523,850	7/22/2019	571	129	\$52,165	\$48,084,313	\$42,800,798	129
Union PETCO Animal Supplies, Inc. <sup>1</sup>	\$2,100,000	11/1/2010	400	334	\$61,515	\$17,000,000	\$28,865,459	334
Rackspace US, Inc.	\$22,000,000	8/1/2007	4,000	1,244	\$86,742	\$111,380,000	\$138,695,399	1,244
Raytheon <sup>1</sup>	\$1,000,000	8/31/2005	200	-	-	\$21,700,000	-	-
Rockwell Collins <sup>1</sup>	\$839,196	8/13/2007	105	-	-	\$6,782,500	-	-
Ruiz Foods <sup>1</sup>	\$1,500,000	5/13/2005	423	684	-	\$48,880,413	-	684
Ryder Integrated Logistics, Inc.	\$0	4/20/2017	205	-	-	\$5,266,000	-	-
Sabre GLBL Inc. <sup>2,3</sup>	\$0	8/15/2016	500	-	-	\$37,900,000	\$14,354,231	-
Samsung Austin Semiconductor, L.L.C. <sup>1</sup>	\$10,800,000	10/1/2005	900	2,774	\$101,799	\$2,500,000,000	\$12,657,958,796	2,774
Sanderson Farms <sup>1</sup>	\$500,000	3/10/2006	1,112	-	-	\$73,000,000	-	-
Santana Textiles, LLC <sup>1</sup>	\$800,000	8/4/2008	800	17	\$20,617	\$171,000,000	\$24,414,518	17
Sata U.S.A. Inc.	\$1,800,000	3/31/2016	300	0	\$0	\$114,000,000	\$5,915,717	0
Schneider Electric USA, Inc.	\$750,000	6/30/2014	193	350	\$36,903	\$7,000,000	\$11,048,585	350
Scott & White Memorial Hospital <sup>1</sup>	\$7,500,000	9/1/2007	1,485	3,635	\$42,486	\$63,000,000	\$250,678,538	3,635
SEMATECH, Inc. <sup>1</sup>	\$40,000,000	1/1/2004	4,000*	8,827	-	\$190,000,000	-	-
Serenova, LLC (fka LiveOps Cloud Platform, LLC) <sup>2</sup>	\$0	9/9/2015	155	-	-	\$5,000,000	-	-
Smith & Nephew, Inc.	\$730,000	2/9/2018	100	0	\$0	\$29,100,000	\$44,802,673	0
Space Exploration Technologies Corp. <sup>1</sup>	\$400,000	12/16/2013	300	10	\$100,672	\$85,098,250	\$4,162,515	10
Steel Dynamics Southwest, LLC	\$5,995,000	11/15/2019	592	0	\$0	\$1,805,000,000	\$216,770,381	0
Sterling Site Access Solutions, LLC	\$825,000	12/14/2018	150	80	\$37,404	\$30,000,000	\$59,127,280	80
SunPower Corp. <sup>1</sup>	\$1,000,000	8/19/2010	-	-	-	-	-	-
Superior Essex International LP	\$250,000	6/28/2005	50	54	\$53,814	\$7,600,000	\$46,035,733	54
Tapco International <sup>1</sup>	\$325,000	7/5/2010	100	28	\$71,012	\$26,000,000	\$36,100,000	28
TBC (Maverick Tube Corporation and	\$3,800,000	2/14/2013	380	538	\$79,160	\$1,314,300,000	\$1,902,072,000	538

Tenaris Bay City, Inc.)								
TD Ameritrade Holding Corporation <sup>1</sup>	\$600,000	3/31/2011	490	174	\$44,444	\$11,000,000	\$16,730	174
TEKSystems Global Services, LLC <sup>1</sup>	\$400,000	12/13/2012	500	-	-	\$4,865,000	\$1,844,533	-
Texas Energy Center <sup>1</sup>	\$3,600,000	2/1/2004	1,500	1,894	-	-	-	-
Texas Instruments Incorporated	\$5,124,000	6/11/2019	488	0	\$0	\$3,153,000,000	\$26,821,381	0
Texas Instruments/ The University of Texas at Dallas <sup>1</sup>	\$50,000,000	3/1/2004	-	-	-	\$3,000,000,000	\$10,291,907	-
The Advisory Board Company <sup>1</sup>	\$500,000	8/8/2011	239	286	\$93,360	\$8,100,000	\$12,713,832	286
The CORE Group Ltd., d/b/a CORE West, Inc. (fka CORE West, Inc.)	\$970,000	10/24/2018	97	44	\$98,060	\$4,000,000	\$7,166,193	44
The Professional Golfers' Association of America	\$1,500,000	12/12/2018	150	0	\$0	\$30,000,000	\$74,288	0
The Prudential Insurance Company of America & HGS (USA), LLC <sup>1,2</sup>	\$0	4/22/2014	300	-	-	\$6,077,038	\$1,050,000	-
The Texas A&M University System and Lexicon Pharmaceuticals, Inc.	\$50,000,000	7/15/2005	5,000	9,759	-	\$45,700,000	\$45,749,909	9,759
Thomson Reuters (Tax & Accounting) Inc. <sup>2</sup>	\$0	5/10/2016	250	52	\$115,113	\$6,154,889	\$4,569,821	52
T-Mobile <sup>1</sup>	\$2,150,000	8/8/2005	855	-	-	\$20,700,000	-	-
Torchmark Corporation <sup>1</sup>	\$2,000,000	3/10/2006	500	778	\$40,271	\$26,600,000	\$26,468,043	778
Toyota Motor North America, Inc.	\$40,000,000	4/28/2014	3,650	3,815	\$145,101	\$345,000,000	\$924,000,000	3,815
Trace Engines <sup>1</sup>	\$250,000	2006	24	-	-	\$9,658,000	-	-
Triumph Aerostructures, LLC (fka Vought Aircraft Industries, Inc.) <sup>1</sup>	\$35,000,000	2/26/2004	3,000	2,292	\$78,499	\$598,000,000	-	2,292
Tyson Fresh Meats, Inc.	\$7,000,000	4/11/2005	1,600	1,690	\$39,310	\$97,150,000	\$195,346,600	1,690

Uber Technologies, Inc.	\$24,000,000	10/3/2019	3,000	21	\$19,896	\$75,100,000	\$0	21
United Services Automobile Association (USAA) <sup>1</sup>	\$1,000,000	7/18/2013	680	-	-	\$31,400,000	\$9,400,000	-
US Bowling Congress <sup>1</sup>	\$305,000	5/28/2009	198	135	\$50,313	\$13,000,000	\$18,837,215	-
VCE <sup>1</sup>	\$1,000,000	10/1/2010	130	-	-	\$40,000,000	-	-
Vendor Resource Management, Inc. <sup>1</sup>	\$750,000	9/24/2009	275	48	\$124,783	\$4,600,000	\$14,330,068	48
VISA U.S.A. Inc.	\$7,900,000	1/1/2013	794	1,597	\$115,317	\$27,240,000	\$77,693,320	1,597
Vistaprint Manufacturing Texas LLC	\$1,118,800	12/21/2018	144	0	\$0	\$84,420,000	\$22,348,505	0
Vitesco Technologies USA, Inc. (fka Continental Automotive Systems Inc.)	\$1,200,000	1/27/2012	300	452	\$33,762	\$113,000,000	\$234,986,370	452
W.W. Grainger, Inc.	\$906,910	2/15/2016	178	236	\$47,231	\$3,900,000	\$5,392,586	236
Waterlogic USA, Inc.	\$524,400	11/20/2019	164	0	\$0	\$1,678,000	\$793,029	0
ZAH Group, Inc.	\$2,800,000	10/1/2010	585	467	\$45,342	\$18,000,000	\$109,824,701	467
Zarges Aluminum Systems <sup>1</sup>	\$200,000	11/17/2009	-	-	-	\$12,131,000	-	-
Total	\$677,612,548		104,331	93,352	\$52,499	\$34,136,368,970	\$40,045,389,669	66,973

NOTES:

<sup>1</sup> Grant Contract was either terminated or completed prior to the reporting deadline for the 2019 Reporting Year. Active data management has ceased, and data reported is for prior to January 1, 2019.

<sup>2</sup> Grant Contract was terminated prior to the Grantee receiving a Grant Payment.

<sup>3</sup> Grantee is not required to report on Job Target until the 2020 Reporting Year or later.

<sup>4</sup> Jyoti Americas, LLC has been referred to the Office of the Attorney General.

<sup>5</sup> Latex Foam International Holdings, Inc. filed bankruptcy and has been referred to the Office of the Attorney General. \*Indicates indirect jobs and not calculated in total # of Jobs

### **TEF CONTRACT COMPLETIONS AND TERMINATIONS**

#### COMPLETED CONTRACTS

From January 1, 2019, to December 31, 2020, four companies' TEF agreements were successfully completed after all contractual terms were verified as fulfilled:

- FlexSteel Pipeline Technologies, Inc.
- Kohl's Department Stores, Inc. (San Antonio)
- Superior Essex International LP
- The Texas A&M University System and Lexicon Pharmaceuticals, Inc.

#### **TERMINATED CONTRACTS**

EDT proactively manages TEF contracts, which sometimes results in terminating contracts prior to completion. Contracts may be terminated prior to completion because a grantee has over-performed and fulfilled their contractual requirements ahead of schedule, or because a grantee is under-performing or non-performing. EDT and the OOG staff have been diligent in addressing under-performing and non-performing contracts, which includes assessing applicable liquidated damages. All contract terminations are subject to a termination analysis (similar to the project award algorithm) to ensure all grant funds expended and all jobs created receive a full accounting.

In 2019 and 2020, 15 companies terminated their TEF agreements prior to completion. These companies are listed below:

- Access Dental Lab TX, LLC
- Active Network, LLC
- ADP, LLC
- AmeriCredit Financial Services, Inc. dba GM Financial
- Borusan Mannesmann Pipe U.S., Inc.
- CH2M Hill, Inc.
- CK Technologies, LLC

- GRI Towers Texas, Inc. (formerly Gestamp Wind Steel U.S. Inc)
- JSW Steel (USA) Inc.
- Kohl's Department Stores, Inc. (Dallas)
- Kuraray America, Inc.
- Merck & Co., Inc.
- OKI Data Americas, Inc.
- Ryder Integrated Logistics, Inc

EDT and the OOG also continue to monitor all contracts for contract compliance and to pursue liquidated damages when warranted by the award contract.

Contract terminations and non-performing contracts typically result in money being returned to the Fund in one of three ways: through collection of liquidated damages for non-performance; through payments resulting from early termination; and through the recovery of unencumbered funds not disbursed due to termination.

The active management of contracts has resulted in the collection of \$4,060,865.13 in liquidated damages and termination payments since January 1, 2019.

Additionally, the OOG was able to return to the Fund \$23,355,500 in unencumbered funds as a result of terminations and amendments.

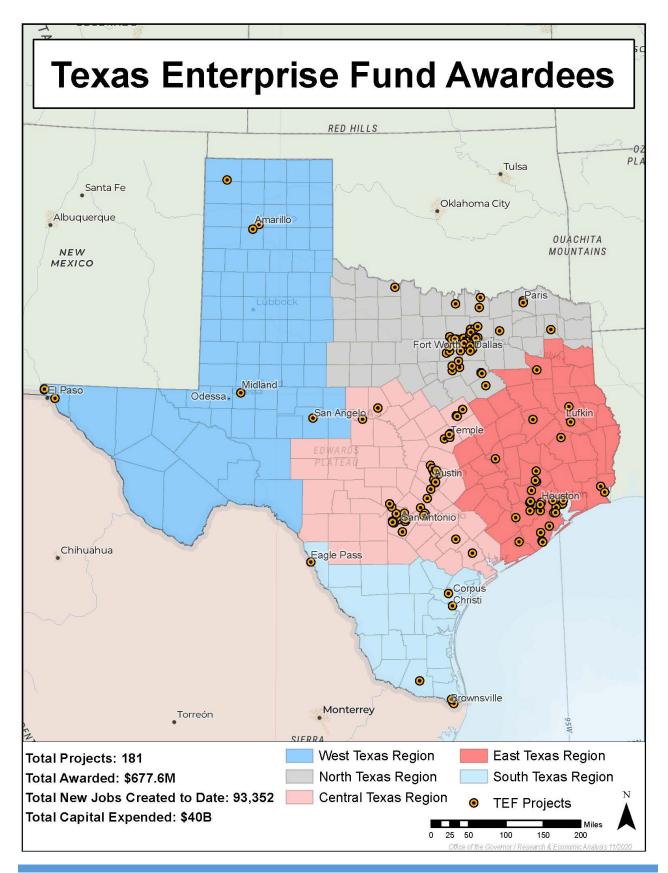
## STATE AUDITOR'S OFFICE REPORT

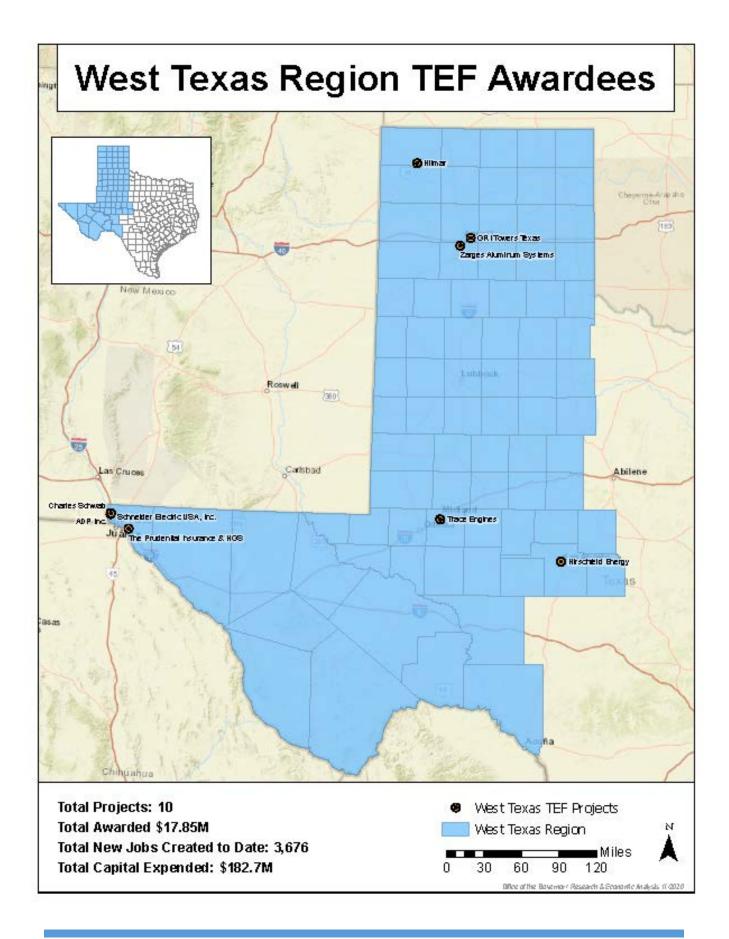
The State Auditor's Office (SAO) issued *An Audit Report on the Texas Enterprise Fund at the Office of the Governor* in September 2014. The OOG has implemented 100 percent of the agreed upon recommendations from the SAO report, including the following significant program improvements:

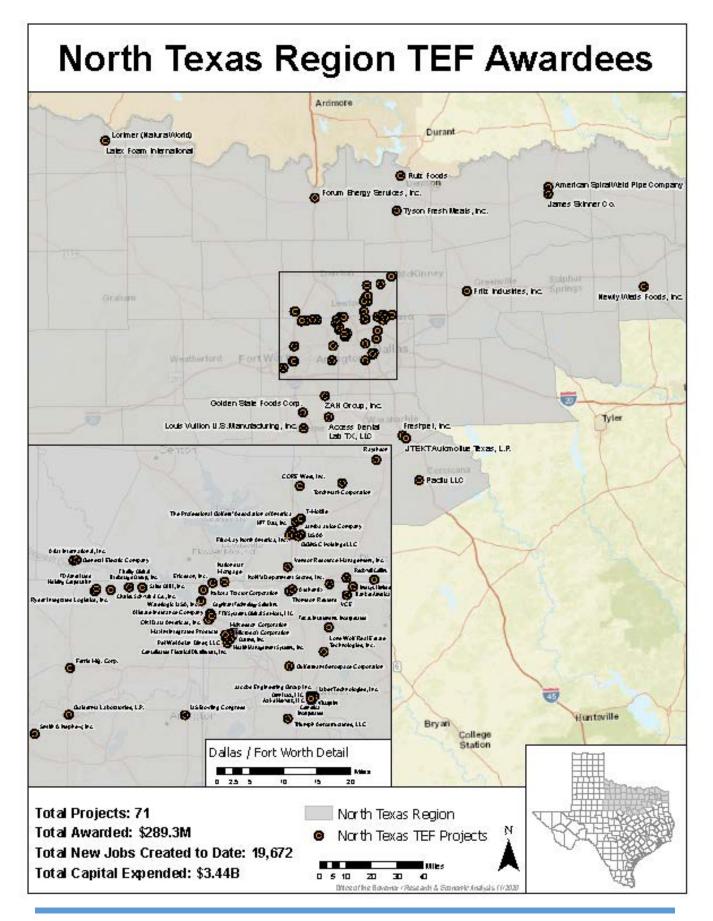
 Adopted a standard contract template for all new grantees, which includes relevant provisions from the State of Texas Contract Management Guide and definitions for all key terms.

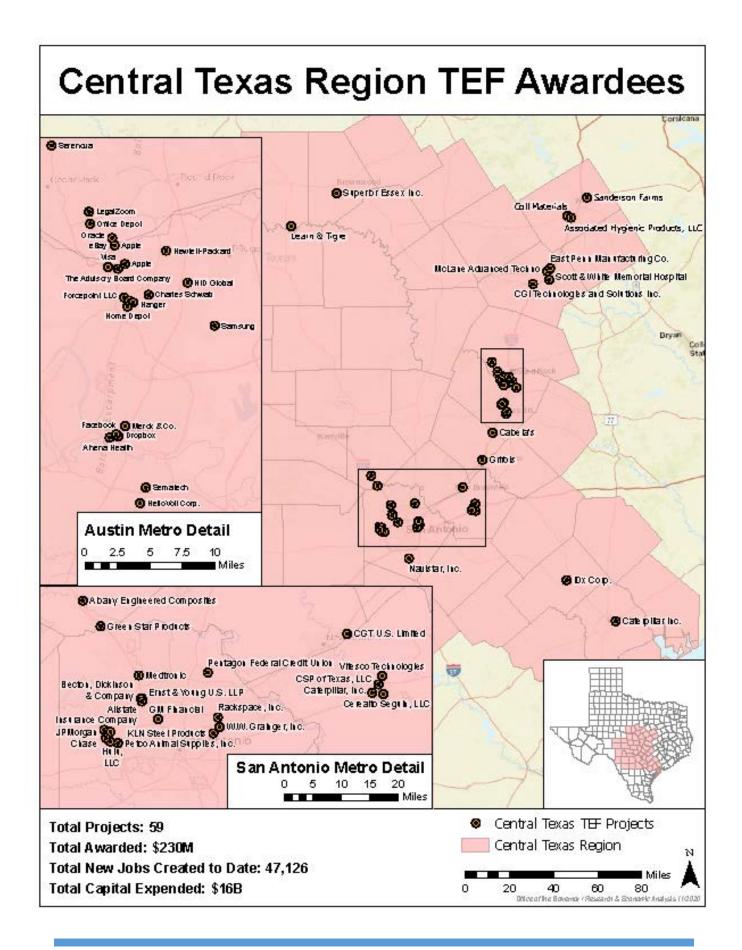
- Updated standard operating procedures and created checklists to standardize procedures.
- Revised the format of this report to ensure it includes all statutorily required information.

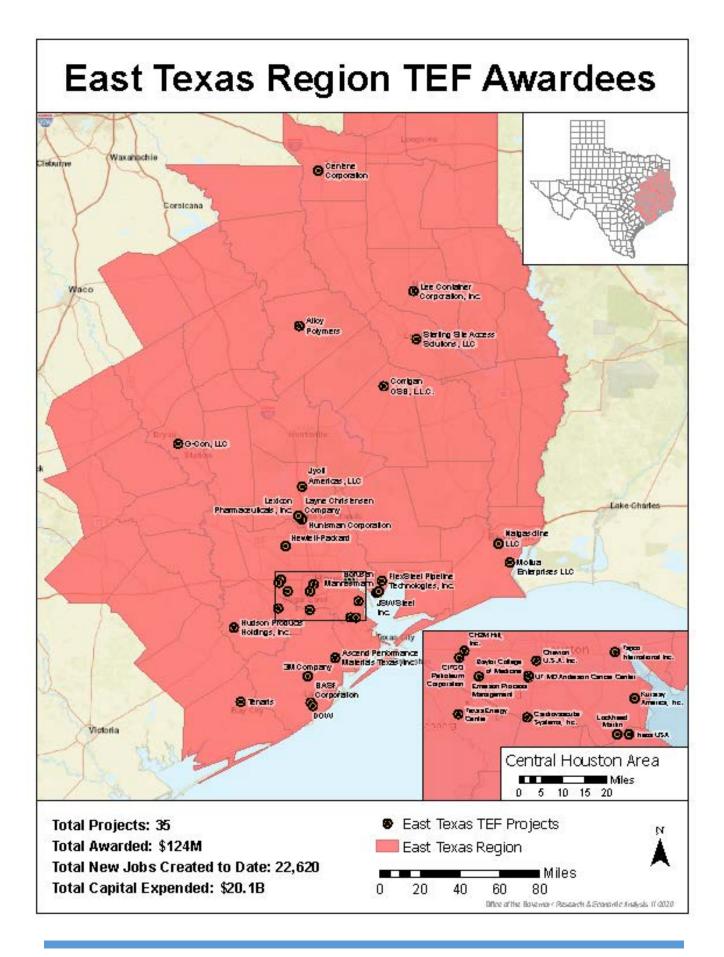
## MAPS OF TEXAS ENTERPRISE FUND AWARDS SINCE FY2004

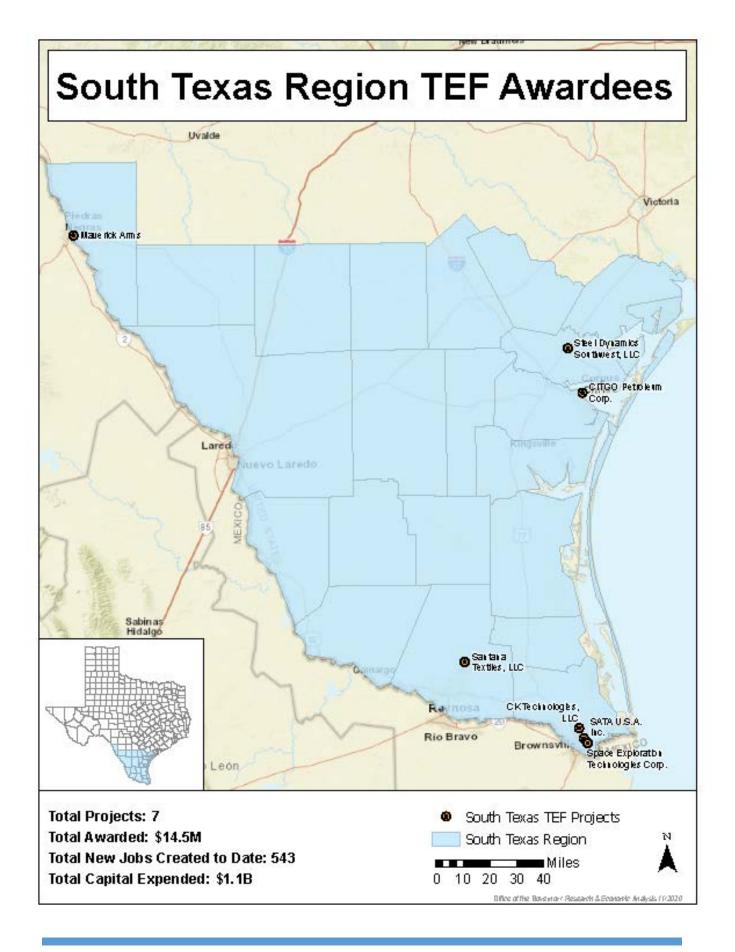














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