

<b>FOR OFFICE USE ONLY</b>	

**HOUSE FLOOR AMENDMENTS**

2017 Regular Session

Amendments proposed by Representative Ivey to Engrossed House Bill No. 366 by Representative Ivey

1 AMENDMENT NO. 1

2 On page 1, line 3, after "Article VII," and before "of the" delete "Section 20(A)(11)" and  
3 insert "Sections 20(A)(11) and 21(N)"

4 AMENDMENT NO. 2

5 On page 1, line 4, after "taxation;" and before "to" insert "to provide with respect to the tax  
6 base;"

7 AMENDMENT NO. 3

8 On page 1, line 12, after "establishments;" delete the remainder of the line and delete lines  
9 13 and 14 in their entirety, and insert the following:

10 "to require that the exemption be subject to the approval of the respective taxing  
11 authority; to require that the legislature provide by law for certain provisions  
12 concerning the exemption;"

13 AMENDMENT NO. 4

14 On page 1, line 14, after "law;" and before "to" insert "to establish an exemption for certain  
15 property subject to a cooperative endeavor agreement requiring payments in lieu of taxes;"

16 AMENDMENT NO. 5

17 On page 2, line 1, after "add Article VII," delete "Section 20(A)(11) of" and insert "Sections  
18 20(A)(11) and 21(N) of"

19 AMENDMENT NO. 6

20 On page 2, line 15, after "by law" and before "enacted" insert a comma "," and insert "which  
21 shall include provisions to ensure the equitable assessment of properties statewide, and  
22 which shall be"

23 AMENDMENT NO. 7

24 On page 4, delete lines 7 and 19 in their entirety and insert the following:

25 ~~"Board of Commerce and Industry or its successor, with the approval of the~~  
26 ~~governor, may enter into contracts for the exemption from ad valorem taxes property~~  
27 ~~of a new manufacturing establishment or an addition to an existing manufacturing~~  
28 ~~establishment, on such terms and conditions as the board, with the approval of the~~  
29 ~~governor, deems in the best interest of the state. the parish governing authority~~  
30 ~~deems to be in the best interest of the parish. An exemption contract for ad valorem~~  
31 ~~taxes imposed by a taxing authority shall only be effective if approved by the~~  
32 ~~governing authority of the taxing authority. Any contract for an exemption~~

1 authorized under this Paragraph shall be subject to the approval of the governor. The  
 2 legislature shall establish a program for implementation and governance of this  
 3 exemption, which may include but not be limited to requirements for application for  
 4 and approval of the granting of an exemption contract. Any law establishing a  
 5 procedure concerning the authority to approve an exemption, once enacted, shall not  
 6 be changed except by a specific legislative instrument which receives a favorable  
 7 vote of two-thirds of the elected members of each house of the legislature."

8 AMENDMENT NO. 8

9 On page 4, line 21, after "renewed for" and before "an" insert "up to"

10 AMENDMENT NO. 9

11 On page 4, after line 29, insert the following:

12  
 13 "(N) Property that is subject to a cooperative endeavor agreement between  
 14 the owner and one or more taxing authorities which agreement requires the property  
 15 owner to make payments in lieu of taxes as provided by law. The exemption shall  
 16 not exceed ten years. Property eligible for the exemption shall be as provided in  
 17 Subparagraph (1) of this Paragraph.

18 (1)(a) Property of a new manufacturing establishment or an addition to an  
 19 existing manufacturing establishment.

20 (b) A property subject to a cooperative endeavor agreement which has been  
 21 approved by a committee of the legislature, as provided by law.

22 (2) The exemption authorized under this Paragraph shall be to the extent  
 23 agreed to and provided for in the cooperative endeavor agreement. All property  
 24 exempted shall be listed on the assessment rolls and submitted to the Louisiana Tax  
 25 Commission.

26 (3) Except as otherwise provided herein, property subject to a contract of  
 27 exemption pursuant to Paragraph (F) of this Section shall be ineligible for the  
 28 exemption authorized under this Paragraph. However, an ad valorem taxing  
 29 authority may negotiate and enter into a cooperative endeavor agreement with a  
 30 property owner for payments in lieu of ad valorem taxes during the first two years  
 31 of a contract of exemption pursuant to Paragraph (F) of this Section as provided by  
 32 law.

33 (4) The terms "manufacturing establishment" and "addition" shall have the  
 34 same meanings ascribed to them in Paragraph (F) of this Section.

35 (5) Before the execution of a cooperative endeavor agreement, the governing  
 36 authority of the the taxing authority shall adopt a resolution with respect to its  
 37 intention to execute the agreement, which resolution may be considered for adoption  
 38 only after a public hearing held in accordance with the same public notice required  
 39 for an increase in a millage rate without voter approval as provided in Section 23(C)  
 40 of this Article."

41 AMENDMENT NO. 10

42 On page 5, at the end of line 5, insert the following:

43 "However, if House Bill No. 368 of the 2017 Regular Session of the Legislature is  
 44 not enacted, the provisions of this Joint Resolution are hereby repealed in their  
 45 entirety, the amendment proposed to the constitution in this Act is hereby withdrawn,

1 and the secretary of state shall not print the proposition contained herein on the ballot  
2 of the statewide election to be held on October 4, 2017.

3 AMENDMENT NO. 11

4 On page 5, line 14, after "approval," and before "to change" delete "and"

5 AMENDMENT NO. 12

6 On page 5, line 16, after "is located" and before the question mark "?" insert a comma ","  
7 and insert the following:

8 "and to grant a property tax exemption for property that is subject to an agreement  
9 with local government allowing the property owner to make payments instead of  
10 property taxes"

11 AMENDMENT NO. 13

12 On page 5, delete line 18 in its entirety and insert "Sections 20(A)(11) and 21(N)"