
SENATE COMMITTEE AMENDMENTS

2024 Third Extraordinary Session

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-engrossed House Bill No. 7 by Representative Emerson

1 AMENDMENT NO. 1

2 On page 2, line 29, after "Trust Fund;" insert "to create the Local Revenue Fund; to authorize
3 the legislature to establish a fee for geologic sequestration; to provide relative to the
4 severance tax allocation on brine;"

5 AMENDMENT NO. 2

6 On page 3, at the beginning of line 27, insert "in the executive branch"

7 AMENDMENT NO. 3

8 On page 4, delete lines 19 through 22 and insert:

- 9 (2) Natural gas, electricity, and water sold directly to the consumer for
10 residential use.
11 (3) Prescription drugs.
12 ~~(C)~~ (B) As used in this Section, the term "sold directly to the"

13 AMENDMENT NO. 4

14 On page 5, delete lines 1 through 3

15 AMENDMENT NO. 5

16 On page 5, line 4, change "C." to "(C)"

17 AMENDMENT NO. 6

18 On page 5, line 6, change "D." to "(D)"

19 AMENDMENT NO. 7

20 On page 5, line 9, after "as" and before "required" insert "authorized by or"

21 AMENDMENT NO. 8

22 On page 5, between lines 9 and 10, insert the following:

23 "(E) Notwithstanding any other provision of this constitution to the contrary,
24 all local taxing authorities are hereby authorized to amend their ordinances
25 concerning sales and use taxes to conform any existing levy to the authority granted
26 to those taxing authorities pursuant to applicable law."

27 AMENDMENT NO. 9

28 On page 6, line 13, after "established" delete the remainder of the line and insert "by July 1,
29 1992."

30 AMENDMENT NO. 10

31 On page 6, delete lines 26 through 29 and on page 7, delete lines 1 through 3 and insert the
32 following:

1 "(5) The provisions of Subparagraphs 1 and 2 of this Paragraph shall not
2 apply in those parishes which have a single collector or a centralized collection
3 arrangements as of July 1, 1992, that remains in effect.

4 (6) Taxes collected on behalf of a taxing authority by any collector shall be
5 held in trust by the collector and shall always be considered the money of the taxing
6 authority for whom they are collected.

7 (7) Nothing in this Paragraph or Article VI of this constitution shall impede
8 the operations or funding of the Uniform Local Sales Tax Board, as provided in R.S.
9 47:337.102 or other applicable law, which is hereby continued subject to change by
10 law as provided in this Subparagraph. Notwithstanding any other provision of this
11 constitution to the contrary, the Uniform Local Sales Tax Board shall exercise any
12 authority provided by law, provided that any change to the membership or reduction
13 in the authority of the board, as effective on July 1, 2024, shall be enacted only by
14 a vote of two-thirds of the elected members of each house of the legislature."

15 AMENDMENT NO. 11

16 On page 7, delete line 8 and insert "three and three quarter's percent."

17 AMENDMENT NO. 12

18 On page 7, delete lines 19 and 20 and insert the following:

19
20 "~~of the products at the time and place of severance.~~ No further or additional tax or
21 license shall be levied or imposed upon oil, gas, or sulphur leases or rights. ~~No~~"

22 AMENDMENT NO. 13

23 On page 8, line 9, after "~~thousand dollars,~~" and before "one-fifth" insert "and one-half of
24 brine severance tax that is not produced as an incident to the production of oil and gas,
25 unless the brine is saved, retained, used, or sold for the purpose of extracting the constituent
26 parts, minerals, elements, or compounds;"

27 AMENDMENT NO. 14

28 On page 8, line 10, after "lignite," and before "or timber," insert "brine,"

29 AMENDMENT NO. 15

30 On page 8, line 17, after "taxes" and before "." insert ", provided that the limitation shall not
31 be an amount less than the amount provided for on July 1, 2024"

32 AMENDMENT NO. 16

33 On page 10, between lines 17 and 18 insert the following:

34 "§8.1. Geologic Sequestration of Carbon Dioxide

35 Section 8.1. The legislature shall establish by law a fee on carbon dioxide injected
36 in underground formations for the purpose of geologic sequestration."

37 AMENDMENT NO. 17

38 On page 18, line 19, after "(a)" delete the remainder of the line and insert "Beginning with
39 the 2026-2027 Fiscal Year,"

40 AMENDMENT NO. 18

41 On page 18, at the beginning of line 20, delete "2026 fiscal year,"

42 AMENDMENT NO. 19

1 On page 18, line 21, after "from the" and before "only be" delete "state general fund and
2 dedicated funds can" and insert "State General Fund (Direct) shall"

3 AMENDMENT NO. 20

4 On page 18, line 25, between "calculation" and "of such" insert "and application"

5 AMENDMENT NO. 21

6 On page 19, line 4, after "forecast" and before "above" insert "for the State General Fund
7 (Direct)"

8 AMENDMENT NO. 22

9 On page 19, delete lines 10 through 12

10 AMENDMENT NO. 23

11 On page 19, at the beginning of line 13, change "(e)" to "(d)"

12 AMENDMENT NO. 24

13 On page 25, delete lines 22 through 29 and on page 26, delete lines 1 through 10.

14 AMENDMENT NO. 25

15 On page 26, at the beginning of line 11, change "(3)" to "(2)"

16 AMENDMENT NO. 26

17 On page 26, at the beginning of line 13, change "(4)" to "(3)"

18 AMENDMENT NO. 27

19 On page 26, at the beginning line 14, change "(5)" to "(4)"

20 AMENDMENT NO. 28

21 On page 32, at the end of line 26 insert the following: "The two-thirds vote required herein
22 may only be changed by two-thirds vote of the elected members of each house of the
23 legislature. The purposes of the program funds designated herein shall be retained and may
24 only be changed by a two-thirds vote of the elected members of each house of the
25 legislature."

26 AMENDMENT NO. 29

27 On page 33, delete line 2, and insert the following:

28 "(4) The Louisiana Fund.

29 (5) Any other fund designated by law as a program fund."

30 AMENDMENT NO. 30

31 On page 71, line 24, after "contrary," delete the remainder of the line and at the beginning
32 of line 25 delete "and directed to" and insert "no later than May 1, 2025, the state treasurer
33 shall"

34 AMENDMENT NO. 31

35 On page 71, at the end of line 25, delete "balance" and insert "liquidated fair market value"

1 AMENDMENT NO. 32

2 On page 72, line 19, after "provided in" delete the remainder of the line in its entirety and
3 insert "~~Paragraphs (C), (F), and (G);~~ this Section or"

4 AMENDMENT NO. 33

5 On page 72, line 23, after "Classification." and before "The" insert "(1)"

6 AMENDMENT NO. 34

7 On page 72, at the beginning of line 27, delete "1." and insert "(a)"

8 AMENDMENT NO. 35

9 On page 72, at the beginning of line 28, delete "2." and insert "(b)"

10 AMENDMENT NO. 36

11 On page 72, at the beginning of line 29, delete "3." and insert "(c)"

12 AMENDMENT NO. 37

13 On page 73, at the beginning of line 1, delete "4." and insert "(d)"

14 AMENDMENT NO. 38

15 On page 73, at the beginning of line 2, delete "5." and insert "(e)"

16 AMENDMENT NO. 39

17 On page 73, between lines 3 and 4, insert:

18 "(g) Business inventory 15%

19 AMENDMENT NO. 40

20 On page 73, at the beginning of line 4, delete "6." and insert "(h)"

21 AMENDMENT NO. 41

22 On page 73, between lines 4 and 5, insert the following:

23 "(2) For purposes of ad valorem taxation, a parish governing authority may
24 elect to reduce the percentage of fair market value applicable to property considered
25 business inventory, as defined in law. The legislature may provide by law enacted
26 by two-thirds of the elected members of each house for the implementation of the
27 provision of this Subparagraph. Once enacted, any change to these laws shall also
28 be enacted by two-thirds of the elected members of each house of the legislature."

29 AMENDMENT NO. 42

30 On page 73, at the beginning of line 5, insert "(3)"

31 AMENDMENT NO. 43

32 On page 73, line 11, after "(D)" and before "Valuation." insert "(1)"

33 AMENDMENT NO. 44

34 On page 73, between lines 18 and 19, insert the following:

1 "(2) No additional value shall be added to the assessment of land by reason
2 of the presence of oil, gas, or sulphur therein or their production therefrom.
3 However, sulphur in place shall be assessed for ad valorem taxation to the person,
4 firm, or corporation having the right to mine or produce the same in the parish where
5 located, at no more than twice the total assessed value of the physical property
6 subject to taxation, excluding the assessed value of sulphur above ground, as is used
7 in sulphur operations in such parish. Likewise, the severance tax shall be the only tax
8 on timber; however, standing timber shall be liable equally with the land on which
9 it stands for ad valorem taxes levied on the land.

10 (3) Notwithstanding the provisions of Subparagraph (2) of this Paragraph, the
11 presence of oil or gas, or the production thereof, may be included in the methodology
12 to determine the fair market value of an oil or gas well for ad valorem taxes."

13 AMENDMENT NO. 45

14 On page 75, delete lines 20 and 21 and insert the following:

15 "of Article VII, Section 23(B) of this constitution: this Subparagraph."

16 AMENDMENT NO. 46

17 On page 83, line 12, after "Section 35." insert "(A)"

18 AMENDMENT NO. 47

19 On page 83, at the beginning of line 15, change "two-thirds" to "three-fourths"

20 AMENDMENT NO. 48

21 On page 83, between lines 20 and 21, insert the following:

22 "(B) Property owned by a nonprofit operated exclusively for religious purposes as
23 a house of worship, residential housing for clergy, priests, or nuns, or a seminary or other
24 educational institution training individuals for religious ministry shall be exempt from ad
25 valorem tax pursuant to this Section."

26 AMENDMENT NO. 49

27 On page 109, between lines 26 and 27, insert the following:

28 "Part V. Local Revenue Fund

29 Section 43. (A) Creation of Fund. (1) The Local Revenue Fund is authorized to be
30 created as a special fund in the state treasury.

31 (2) Any funds deposited into the fund shall be deemed to belong to the local
32 government subdivisions entitled to distribution pursuant to Paragraph D of this
33 Section and shall not be considered state funds for the purposes of Section 13 of this
34 Article. Distribution pursuant to this Section shall not be subject to any separate
35 requirement of appropriation and all provisions of this Section may be enforced by
36 a mandamus action brought in any court of competent jurisdiction by an impacted
37 party.

38 (B) Deposit and Dedication of Funds. The legislature may provide by law
39 for the dedication of taxes or funds to this fund. Once enacted the dedication shall
40 not be subject to repeal or amendment except by a two-thirds vote of the elected
41 members of each house of the legislature, which shall be approved only by passage
42 of a specific stand-alone legislative instrument that modifies no other provisions of
43 law.

44 (C) Oversight by the Uniform Local Sales Tax Board. The Uniform Local
45 Sales Tax Board, or its legal successor, is hereby authorized to enter into agreements
46 with the state concerning collection of any taxes dedicated to this fund. It is further
47 authorized to take actions of review, audit, or collection, as provided by law, in

1 coordination with any local sales tax collector concerning any tax due pursuant to the
2 taxes levied specifically for deposit into this fund.

3 (D) Distribution Formula. Commencing January 1, 2026, the Local Revenue
4 Fund shall be distributed monthly. For each parish that elects to irrevocably exempt,
5 in accordance with law, business inventory from ad valorem tax, the ad valorem tax
6 collectors in the parish shall be transmitted from the fund, on a pro rata basis
7 considering all available funds, a monthly sum equal to one-twelfth of the amount
8 of ad valorem tax on inventory the collector actually collected on an annual basis
9 using an average of the amounts collected in tax years 2022 through 2024. Except
10 as otherwise provided by law, no additional funds shall be deposited into the fund
11 once all parishes have been fully compensated pursuant to this Section. After
12 deductions in each parish for retirement systems and commissions, as authorized by
13 law, the remaining funds shall be distributed to the ad valorem tax recipient bodies
14 within the parish in the manner provided by law to compensate those ad valorem tax
15 recipient bodies for the loss of any inventory tax."

16 AMENDMENT NO. 50

17 On page 110, line 11, after "Stabilization" change "fund" to "Fund"

18 AMENDMENT NO. 51

19 On page 112, delete lines 2 through 12 and insert the following:

20 "Section 9. Notwithstanding any provision of this Act to the contrary, for the
21 remainder of Fiscal Year 2024-2025, the treasurer shall allocate severance tax to the
22 governing authority of the parish in which severance or production occurs in accordance
23 with the provisions of law in effect on July 1, 2024."