

First Extraordinary Session, 2005

SENATE BILL NO. 80

BY SENATOR HOLLIS

ECONOMIC DEVELOPMENT. Extends time limit for certain investment deadlines under the CAPCO program due to the impact of hurricanes Katrina or Rita. (gov sig)

1 AN ACT

2 To enact R.S. 51:1927.1(D), relative to time limits to make certain investments under the
3 Capital Companies Tax Credit Program; to extend the time limit for making certain
4 investments; to provide for an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 51:1927.1(D) is hereby enacted to read as follows:

7 §1927.1. Annual audit; annual rate of return; appreciation excess; remittance to
8 Louisiana Economic Development Fund

9 * * *

10 **D. Notwithstanding any other provision of this Chapter to the contrary**
11 **and considering the adverse impact of hurricanes Katrina and Rita, all**
12 **investment deadlines required by this Section which would have fallen between**
13 **August 25, 2005, and December 30, 2005, shall be extended to March 31, 2006.**

14 Section 2. This Act shall become effective upon signature by the governor or, if not
15 signed by the governor, upon expiration of the time for bills to become law without signature
16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
17 vetoed by the governor and subsequently approved by the legislature, this Act shall become

1 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jeffery T. Oglesbee.

DIGEST

Present law requires a Louisiana capital company to place 40% of the investment pool in qualified investments within three years after investment date, 60% of the investment pool in qualified investments within five years after investment date, and 100% of the investment pool in qualified investments within seven years after investment date. Present law provides that failure to do so requires that the company repay the tax credit granted for the investment pool.

Proposed law provides that considering the adverse impact of hurricanes Katrina and Rita, all deadlines for investment required by present law which would have fallen between August 25, 2005, and December 30, 2005, shall be extended to March 31, 2006.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 51:1927.1(D))