

2015 Regular Session

HOUSE BILL NO. 578

BY REPRESENTATIVE STOKES

TAX CREDITS: Revises eligibility requirements for the enterprise zone program

1 AN ACT

2 To amend and reenact R.S. 51:1787(B)(3)(b), relative to enterprise zone incentives for
3 businesses; to provide with respect to the enterprise zone program; to provide for
4 certain eligibility requirements; to provide for applicability; to provide for an
5 effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 51:1787(B)(3)(b) is hereby amended and reenacted to read as
8 follows:

9 §1787. Incentives

10 * * *

11 B. The board may enter into the contracts provided in Subsection A of this
12 Section provided that:

13 * * *

14 (3)(a)

15 * * *

16 (b) In addition to the requirements of Subparagraph (a) of this Paragraph,
17 eligibility for a retail business which is assigned a North American Industry
18 Classification Code of 44 ~~or 45~~ , 45, or 722 and has more than one hundred
19 employees nationwide including affiliates prior to the contract effective date shall
20 be limited to grocery stores and pharmacies located in an enterprise zone, as such

1 terms are defined by the department by rules promulgated in accordance with the
 2 Administrative Procedure Act. Notwithstanding any other provision of law to the
 3 contrary, a retail business that is assigned a North American Industry Classification
 4 Code of 44, 45, or 722 and whose advance notification to file an application for
 5 benefits under this Chapter is not filed before July 1, 2015, shall be ineligible to
 6 receive tax rebates or credits pursuant to the provisions of this Section.

7 * * *

8 Section 2. This Act shall become effective upon signature by the governor or, if not
 9 signed by the governor, upon expiration of the time for bills to become law without signature
 10 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 11 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 12 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 578 Original

2015 Regular Session

Stokes

Abstract: Prohibits certain business industries from being eligible for sales tax rebates and tax credits provided in the enterprise zone program.

Present law establishes the Enterprise Zone Program that provides for tax credits and rebates for eligible businesses, grants benefits under the program based on numbers of jobs, and provides for specific eligibility criteria with respect to employees for jobs that are eligible for program benefits.

Proposed law retains present law and adds retail businesses assigned a North American Industry Classification Codes (NAICS) Code of 722 to the list of retail businesses eligible for incentives under present law.

Proposed law further prohibits the following business industries that are identified by the NAICS from being eligible for incentives if the required advance notification form is not filed before July 1, 2015:

- (1) Retail, NAICS Codes beginning with 44 and 45
- (2) Food Services and Drinking Places, NAICS Codes beginning with 722

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

(Amends R.S. 51:1787(B)(3)(b))