

HOUSE COMMITTEE AMENDMENTS

2016 First Extraordinary Session

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 71 by Representative Barras

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" and before "relative" delete "R.S. 51:1787(A)(2)(a) and
3 (B)(3)(b)," and insert "R.S. 51:1787(A)(2)(a) and (3) and (B)(3)(a)(ii) and (c) and (5) and
4 to enact R.S. 51:1787(A)(1)(c) and (B)(3)(d),"

5 AMENDMENT NO. 2

6 On page 1, at the end of line 3, insert "provide for computation of average annual
7 employment; to"

8 AMENDMENT NO. 3

9 On page 1, line 7, after "Section 1." delete the remainder of the line and insert "R.S.
10 51:1787(A)(2)(a) and (3) and (B)(3)(a)(ii) and (c) and (5) are hereby amended and reenacted
11 and R.S. 51:1787(A)(1)(c) and (B)(3)(d) are hereby enacted"

12 AMENDMENT NO. 4

13 On page 1, delete lines 13 through 19 in their entirety, delete page 2 in its entirety and on
14 page 3, delete lines 1 through 9 in their entirety and insert the following:

15 "(1) For either:

16 * * *

17 (c)(i) For projects for which the advance notification is filed on or after April
18 1, 2016, the amount of the rebate of sales and use taxes and the investment income
19 tax credit granted pursuant to the provisions of this Section shall not exceed the sum
20 of the following:

21 (aa) One hundred thousand dollars per net new job created under this
22 Chapter.

23 (bb) One thousand dollars per full-time job retained by the business
24 enterprise that existed prior to the effective date of the contract. A business shall
25 retain an existing full-time job for a minimum of three years after the effective date
26 of the contract to be eligible to receive the benefit authorized by this Subitem.

27
28 (ii) A business shall not receive any sales and use tax rebate or refundable
29 investment income tax credit until it has provided all documentation, including filing
30 the annual certification report as required by rule, and has shown proof of the
31 creation of the net new jobs or retention for a minimum of three years of an existing
32 full-time job.

33 (iii) For purposes of determining the maximum rebate or income tax credit
34 allowed, each net new job and each retained full-time job shall only be counted once.
35 The limitation provided for in this Subparagraph shall only apply to the sales and use
36 tax rebates and refundable investment income tax credits granted to businesses
37 participating in the Enterprise Zone Program.

38 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 (ii) Were receiving ~~some form of public assistance~~ Supplemental Nutrition
2 Assistance Program (SNAP), Women, Infants, and Children (WIC), or Medicaid
3 benefits during the six-month period prior to employment.

4 * * *

5 (c) Notwithstanding any other provision of law to the contrary, a business
6 that is assigned a North American Industry Classification Code of 5613 or 721, and
7 whose advance notification is not filed before April 1, 2016, shall be ineligible to
8 receive benefits pursuant to the provisions of this Section.

9 (d) The certifications required by Subparagraph (a) of this Paragraph shall
10 be updated annually if the business is to continue receiving the benefits of this
11 Chapter.

12 * * *

13 (5)(a) Except as provided in Subparagraph (b) of this Paragraph, the business
14 creates a either:

15 (i) A minimum of the lesser of five net new permanent jobs to be in place
16 within the first two years of the contract period, as determined by the company's
17 average annual employment reported under the Louisiana Employment Security
18 Law.

19 (ii) The number of net new jobs equal to a minimum of ten percent of the
20 existing employees, minimum of one, within the first year of the contract period, as
21 determined by the company's average annual employment reported under the
22 Louisiana Employment Security Law.

23 (b) For purposes of Subparagraph (a) of this Paragraph, the methodology for
24 determining a company's average annual employment shall be established by
25 department rule.

26 (c) A business which has an estimated construction period for its building
27 greater than two years may, for good cause shown, obtain an extension of not more
28 than two years to comply with the requirements of Subparagraph (a) of this
29 Paragraph.

30 ~~(c)~~(d) Provided the business entering the contract provided in Subsection A
31 of this Section is a nonprofit organization organized to finance the development and
32 construction of buildings and infrastructure to serve a public institution of higher
33 education, the new permanent jobs required in Subparagraph ~~(B)(6)(a)~~ (B)(5)(a) of
34 this Section may be created by the public institution of higher education.

35 ~~(d)~~ (e) The provisions of this Section shall be applicable to all contracts
36 entered into under the provisions of Subsection A after January 1, 2002.

37 * * *