
SENATE FLOOR AMENDMENTS

2016 First Extraordinary Session

Amendments proposed by Senator Cortez to Engrossed Senate Bill No. 25 by Senator Cortez

1 AMENDMENT NO. 1

2 Delete the Senate Floor Amendments, proposed by Senator Cortez and adopted by the
3 Senate on March 4, 2016, designated as SFASB25 MENOVA 447.

4 AMENDMENT NO. 2

5 On page 1, line 2, after "use tax;" delete the remainder of the line, delete lines 3 through 5,
6 and insert the following:

7 "to create a special committee to review and recommend with regards to sales and
8 use tax exemptions and exclusions; to provide relative to membership, activities,
9 reports, and effects; to provide for an effective date;"

10 AMENDMENT NO. 3

11 On page 1, line 9, change "Sunset" to "Review"

12 AMENDMENT NO. 4

13 On page 1, delete lines 10 through 17

14 AMENDMENT NO. 5

15 On page 2, delete lines 1 through 24 and insert the following:

16 **"A. There is hereby created the Special Committee on Tax Exemptions**
17 **and Exclusions to meet and review exemptions and exclusions to the tax levied**
18 **pursuant to the provisions of this Chapter, Chapters 2-A and 2-B of this**
19 **Subtitle, and R.S. 51:1286.**

20 **B. (1) The membership of the committee shall be as follows:**

21 **(a) The chairman of the Senate Committee on Finance, or his designee.**

22 **(b) Two members of the Senate Committee on Finance appointed by the**
23 **president of the Senate.**

24 **(c) The chairman of the House Committee on Appropriations, or his**
25 **designee.**

26 **(d) Two members of the House Committee on Appropriations appointed**
27 **by the speaker of the House of Representatives.**

28 **(e) The chairman of the Senate Committee on Revenue and Fiscal**
29 **Affairs, or his designee.**

30 **(f) Two members from the Senate Committee on Revenue and Fiscal**
31 **Affairs appointed by the president of the Senate.**

32 **(g) The chairman of the House Committee on Ways and Means, or his**
33 **designee.**

34 **(h) Two members from the House Committee on Ways and Means**
35 **appointed by the speaker of the House of Representatives.**

1 (i) The president of the Senate, or his designee.

2 (j) The speaker of the House of Representatives, or his designee.

3 (2) All appointments to the committee shall be made prior to August 1,
4 2016.

5 (3) The chairmanship of the committee shall rotate every two years
6 between the chairman of the Senate Committee on Revenue and Fiscal Affairs,
7 or his designee and the chairman of the House Committee on Ways and Means,
8 or his designee. The chairman of the Senate Committee on Revenue and Fiscal
9 Affairs, or his designee shall serve the first term.

10 C. The special committee may meet and review exemptions and
11 exclusions to the tax levied pursuant to the provisions of this Chapter, Chapters
12 2-A and 2-B of this Subtitle, and R.S. 51:1286. Prior to March 1, 2017, the
13 special committee shall identify which exemptions or exclusions were enacted
14 before January 1, 1975, and review such exemptions or exclusions as follows:

15 (1) Determine the generally accepted, most effective economic model or
16 models which are used to determine the economic impact of a tax exemption or
17 exclusion.

18 (2) Establish criteria for the identification of the high-performing
19 exemptions or exclusions, based on the cost of the tax exemption or exclusion
20 compared to:

21 (a) The revenue gained by the state.

22 (b) The revenue gained by local governments.

23 (c) The overall economic impact of the tax exemption and exclusion
24 expenditure in terms of the number of jobs created by recipients of the
25 exemptions and exclusions and by the direct economic activity through the
26 economy.

27 (d) The comparison between any available original fiscal note and an
28 updated fiscal note.

29 (3) Identify the low-performing or antiquated tax exemptions and
30 exclusions.

31 (4) Submit a report to the House of Representatives and the Senate on
32 or before March 15, 2017, recommending the temporary or permanent sunset,
33 reduction, reenactment, or repeal of tax exemptions and exclusions. The report
34 shall include a summary of any possible overall reduction in the sales tax rate
35 due to the expansion of the tax base. The committee shall also recommend a
36 schedule for the review of tax exemptions and exclusions.

37 D. The special committee may meet and review exemptions and
38 exclusions to the tax levied pursuant to the provisions of this Chapter, Chapters
39 2-A and 2-B of this Subtitle, and R.S. 51:1286. Prior to March 1, 2019, the
40 special committee shall identify which exemptions or exclusions were enacted
41 on or after January 1, 1975, and review such exemptions or exclusions as
42 follows:

43 (1) Determine the generally accepted, most effective economic model or
44 models which are used to determine the economic impact of a tax exemption or
45 exclusion.

1 **(2) Establish criteria for the identification of the high-performing**
2 **exemptions or exclusions, based on the cost of the tax exemption or exclusion**
3 **compared to:**

4 **(a) The revenue gained by the state.**

5
6 **(b) The revenue gained by local governments.**

7
8 **(c) The overall economic impact of the tax exemption and exclusion**
9 **expenditure in terms of the number of jobs created by recipients of the**
10 **exemptions and exclusions and by the direct economic activity through the**
11 **economy.**

12 **(d) The comparison between any available original fiscal note and an**
13 **updated fiscal note.**

14 **(3) Identify the low-performing or antiquated tax exemptions and**
15 **exclusions.**

16 **(4) Submit a report to the House of Representatives and the Senate on**
17 **or before March 15, 2019, recommending the temporary or permanent sunset,**
18 **reduction, reenactment, or repeal of tax exemptions and exclusions. The report**
19 **shall include a summary of any possible overall reduction in the sales tax rate**
20 **due to the expansion of the tax base. The committee shall also recommend a**
21 **schedule for the review of tax exemptions and exclusions."**

22 AMENDMENT NO. 6

23 On page 2, delete line 25 and insert the following:

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