
SENATE COMMITTEE AMENDMENTS

2018 Second Extraordinary Session

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original
Senate Bill No. 11 by Senator Morrell

1 AMENDMENT NO. 1**2** On page 1, delete lines 2 through 10, and insert:

3 "To amend and reenact R.S. 47:227, 265, 287.664, 297(C)(1), (H)(1) and (5),
4 6007(J)(2)(a), 6012(E), and 6019(A)(1)(a) and to enact R.S. 47:34(G), 35(E), 37(J),
5 287.749(F), 287.753(E), 287.755(J), 287.758(D), 297(I)(4) and (K)(4), 6004(D),
6 6005(H) and (I), 6006(G) and (H), 6006.1(H) and (I), 6008(E), 6009(G) and (H),
7 6013(E) and (F), 6015(M) and (N), 6016(J), 6016.1(O), 6017(D), 6018(G), 6022(K)
8 and (M), 6025(F), 6032(I), 6034(L), 6035(J), 6105(C), 6107(D), 6301(D), and
9 6351(I) and R.S. 51:1787(L), 2357, 2399.3(C), 2399.7, 2463, and 3121(H), relative
10 to tax credits and rebates; to provide termination"

11 AMENDMENT NO. 2**12** On page 1, delete lines 14 through 17 and on page 2, delete lines 1 through 4 and insert:

13 "Section 1. R.S. 47:227, 265, 287.664, 297(C)(1), (H)(1) and (5), 6007(J)(2)(a),
14 6012(E), and 6019(A)(1)(a) are hereby amended and reenacted and R.S. 47:34(G),
15 35(E), 37(J), 287.749(F), 287.753(E), 287.755(J), 287.758(D), 297(I)(4) and (K)(4),
16 6004(D), 6005(H) and (I), 6006(G) and (H), 6006.1(H) and (I), 6008(E), 6009(G)
17 and (H), 6013(E) and (F), 6015(M) and (N), 6016(J), 6016.1(O), 6017(D), 6018(G),
18 6022(K) and (M), 6025(F), 6032(I), 6034(L), 6035(J), 6105(C), 6107(D), 6301(D),
19 and 6351(I) are hereby enacted to read as follows:"

20 AMENDMENT NO. 3**21** On page 2, line 7, delete "**July 1, 2018**" and insert "**July 1, 2019**"**22** AMENDMENT NO. 4**23** On page 2, line 17, delete "**July 1, 2018**" and insert "**July 1, 2019**"**24** AMENDMENT NO. 5**25** On page 2, delete lines 26 through 28**26** AMENDMENT NO. 6**27** On page 2, line 29, delete "**C.**" and insert "**B.**"**28** AMENDMENT NO. 7**29** On page 4, line 8, delete "**July 1, 2018**" and insert "**July 1, 2019**"**30** AMENDMENT NO. 8**31** On page 4, line 20, delete "**July 1, 2018**" and insert "**July 1, 2019**"**32** AMENDMENT NO. 9**33** On page 6, delete lines 2 and 3, and insert:

1 **"(4) The credit provided for pursuant to this Subsection shall terminate**
2 **and shall have no effect for expenses paid on or after July 1, 2018."**

3 AMENDMENT NO. 10

4 On page 6, delete lines 13 through 29

5 AMENDMENT NO. 11

6 On page 7, line 8, delete "July 1, 2018" and insert "July 1, 2019"

7 AMENDMENT NO. 12

8 On page 7, delete lines 15 through 21 and insert:

9 **"G. (1) Beginning July 1, 2019, tax credits claimed by all recipients**
10 **pursuant to Paragraph (A)(1) of this Section shall be limited to an aggregate of**
11 **three hundred million dollars each fiscal year.**

12 **(2) Beginning July 1, 2019, tax credits claimed by all recipients pursuant**
13 **to Paragraph (A)(2) of this Section shall be limited to an aggregate of six million**
14 **dollars each fiscal year."**

15 AMENDMENT NO. 13

16 On page 7, delete lines 27 through 29 and insert:

17 **"H. Beginning July 1, 2019, tax credits claimed by all recipients pursuant**
18 **to this Section shall be limited to an aggregate of fifty-four million dollars each**
19 **fiscal year."**

20 AMENDMENT NO. 14

21 On page 8, between lines 3 and 4 insert:

22 "§6007. Motion picture production tax credit

23 * * *

24 J. Credit caps, structured pay outs, and project size limitations

25 * * *

26 (2) Department of Revenue taxpayer claim cap.

27 (a)(i) Beginning July 1, 2017 **through June 30, 2021**, claims against state
28 income tax allowed on returns for tax credits or transfers of such tax credits,
29 including legacy credits, to the Department of Revenue as provided for in Paragraph
30 (C)(4) of this Section shall be limited to an aggregate total of one hundred eighty
31 million dollars each fiscal year. If less than one hundred eighty million dollars of
32 such tax credits and transfers are allowed in a fiscal year, the remaining amount, plus
33 any amounts remaining from previous fiscal years, shall be added to the one hundred
34 eighty million dollar limit of subsequent fiscal years until that amount of tax credits
35 or tax credit transfers to the Department of Revenue are claimed and allowed.

36 **(ii) Beginning July 1, 2021, claims against state income tax allowed on**
37 **returns for tax credits or transfers of such tax credits, including legacy credits,**
38 **to the Department of Revenue as provided for in Paragraph (C)(4) of this**
39 **Section shall be limited to an aggregate total of one hundred fifty million dollars**
40 **each fiscal year.**

41 * * *"

42 AMENDMENT NO. 15

43 On page 8, line 11, delete "July 1, 2018" and insert "July 1, 2019"

1 AMENDMENT NO. 16

2 On page 8, line 26, delete "July 1, 2018" and insert "July 1, 2019"

3 AMENDMENT NO. 17

4 On page 9, delete lines 2 through 8 and insert:

5 " * * "

6 AMENDMENT NO. 18

7 On page 9, line 11, delete "July 1, 2018" and insert "July 1, 2019"

8 AMENDMENT NO. 19

9 On page 9, line 13, delete "five million four hundred thousand" and insert "five million"

10 AMENDMENT NO. 20

11 On page 9, delete lines 18 through 20

12 AMENDMENT NO. 21

13 On page 9, line 21, delete "K." and insert "J."

14 AMENDMENT NO. 22

15 On page 9, delete lines 25 through 27

16 AMENDMENT NO. 23

17 On page 9, line 28, delete "P." and insert "O."

18 AMENDMENT NO. 24

19 On page 10, delete lines 9 through 23 and insert:

20 "§6019. Tax credit; rehabilitation of historic structures
21 A.(1)(a) There shall be a credit against income and corporation franchise tax
22 for the amount of eligible costs and expenses incurred during the rehabilitation of a
23 historic structure located in a downtown development or a cultural district.
24 (i) The amount of the credit shall equal twenty-five percent of the eligible
25 costs and expenses of the rehabilitation incurred prior to January 1, 2018, regardless
26 of the year in which the property is placed in service.
27 (ii) The amount of the credit shall equal twenty percent of the eligible costs
28 and expenses of the rehabilitation incurred on or after January 1, 2018, and before
29 ~~January 1, 2022~~ July 1, 2022, regardless of the year in which the property is placed
30 in service.
31 (iii) For projects for which the Division of Historic Preservation
32 approves Part 2 of the application for credits after August 1, 2018, there shall
33 be a credit issuing cap of one hundred ten million dollars per fiscal year. If the
34 total amount of credits granted in any fiscal year is less than the annual
35 respective cap, any residual amount may be available for issuance by the
36 department during the following fiscal year. The department shall by rule
37 establish the method of provisionally allocating available tax credits when
38 projects receive Part 2 approval, and the method for granting tax credits,
39 including but not limited to a first-come, first-served system, reservation of tax
40 credits for a specific time period, or other method which the department, in
41 consultation with the Department of Culture, Recreation and Tourism, may
42 find beneficial to the program.

1 (iv) No credit is authorized pursuant to this Section for expenses incurred on
2 or after ~~January 1, 2022~~ July 1, 2025.
3 * * *

4 AMENDMENT NO. 25

5 On page 10, line 26, delete "July 1, 2018" and insert "July 1, 2019"

6 AMENDMENT NO. 26

7 On page 10, line 28, delete "ten" and insert "fifty"

8 AMENDMENT NO. 27

9 On page 11, delete lines 3 through 10

10 AMENDMENT NO. 28

11 On page 11, delete lines 14 through 16 and insert:

12 "F. Beginning July 1, 2019, tax credits claimed by all recipients pursuant
13 to this Section shall be limited to an aggregate of twelve million dollars each
14 fiscal year."

15 AMENDMENT NO. 29

16 On page 11, delete lines 19 through 24

17 AMENDMENT NO. 30

18 On page 12, delete lines 1 through 3 and insert:

19 "L. Beginning July 1, 2019, tax credits claimed by all recipients pursuant
20 to this Section shall be limited to an aggregate of ten million dollars each fiscal
21 year."

22 AMENDMENT NO. 31

23 On page 12, delete lines 6 through 8 and insert:

24 "J. Beginning July 1, 2019, tax credits claimed by all recipients pursuant
25 to this Section shall be limited to an aggregate of four million dollars each fiscal
26 year."

27 AMENDMENT NO. 32

28 On page 12, delete lines 12 through 14

29 AMENDMENT NO. 33

30 On page 12, line 15, delete "D." and insert "C."

31 AMENDMENT NO. 34

32 On page 12, delete lines 20 through 22

33 AMENDMENT NO. 35

34 On page 12, line 23, delete "E." and insert "D."

1 AMENDMENT NO. 36

2 On page 12, delete lines 28 and 29, and on page 13, delete line 1

3 AMENDMENT NO. 37

4 On page 13, line 2, delete "E." and insert "D."

5 AMENDMENT NO. 38

6 On page 13, delete lines 7 through 11 and insert:

7 **"I. No new contracts shall be approved pursuant to this Section with**
8 **procurement processing companies and no new contracts between procurement**
9 **processing companies and purchasing companies shall be entered into after**
10 **December 31, 2025."**

11 AMENDMENT NO. 39

12 On page 13, line 12, delete "and (I)"

13 AMENDMENT NO. 40

14 On page 13, line 18, delete "forty-one" and insert "sixty"

15 AMENDMENT NO. 41

16 On page 13, delete lines 22 through 24 and insert:

17 **"Beginning July 1, 2019, tax credits claimed by all recipients pursuant**
18 **to this Section shall be limited to an aggregate of sixty thousand dollars each**
19 **fiscal year."**

20 AMENDMENT NO. 42

21 On page 13, delete lines 28 and 29, and on page 14, delete line 1 and insert:

22 **"C. Beginning July 1, 2019, tax credits claimed by all recipients pursuant**
23 **to this Section shall be limited to an aggregate of five million dollars each fiscal**
24 **year."**

25 AMENDMENT NO. 43

26 On page 14, line 10, after "hundred" and before "million" insert "fifty"

27 AMENDMENT NO. 44

28 On page 14, lines 15 and 16, delete "three hundred thousand" and insert "ten million"

29 AMENDMENT NO. 45

30 On page 14, delete lines 17 and 18

31 AMENDMENT NO. 46

32 On page 14, between lines 18 and 19, insert:

33 "Section 3. Unless otherwise provided, all rebates and credits in this Act subject to
34 an annual or total program cap or limit on the total amount of the rebate or credit which may
35 be allowed to taxpayers within a certain time period shall be administered on a first-come,
36 first-served basis. If the total amount of rebates or credits applied for in any particular time

1 period exceeds the amount of rebates or credits applied for authorized for that year, the
2 excess shall be treated as having been applied for on the first day of the subsequent year. All
3 requests received on the same business day shall be treated as received at the same time, and
4 if the aggregate amount of the requests received on a single business day exceed the total
5 amount of available rebates or credits, rebates or credits shall be approved on a pro rata
6 basis."

7 AMENDMENT NO. 47

8 On page 14, line 19, delete "Section 3." and insert "Section 4."

9 AMENDMENT NO. 48

10 On page 14, line 22, delete "Section 4." and insert "Section 5."