

---

**SENATE COMMITTEE AMENDMENTS**

2015 Regular Session

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 629  
by Representative Jackson

---

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 47:" delete the remainder of the line

3 AMENDMENT NO. 2

4 On page 1, line 6, delete "297.2,"

5 AMENDMENT NO. 3

6 On page 1, line 7, delete "6006.1(E)(3),"

7 AMENDMENT NO. 4

8 On page 1, at the end of line 10, delete "6030(B)(1) and (2)(a),"

9 AMENDMENT NO. 5

10 On page 1, at the beginning of line 13, after "R.S. 51:" insert "1787(A)(1)(b) and (2),"

11 AMENDMENT NO. 6

12 On page 1, line 14, delete "6006.1(E)(4),"

13 AMENDMENT NO. 7

14 On page 1, line 15, after "6022(D)(3)," insert "and R.S. 51:1787(A)(4),"

15 AMENDMENT NO. 8

16 On page 2, line 9, change "two hundred" to "eighty"

17 AMENDMENT NO. 9

18 On page 2, line 14, change "two hundred" to "eighty"

19 AMENDMENT NO. 10

20 On page 3, line 1, after "R.S. 47:" delete "33(A) (introductory paragraph),"

21 AMENDMENT NO. 11

22 On page 3, line 4, delete "297.2,"

23 AMENDMENT NO. 12

24 On page 3, line 5, delete "6006.1(E)(3),"

25 AMENDMENT NO. 13

26 On page 3, at the end of line 8, delete "6030(B)(1)" and at the beginning of line 9, delete  
27 "and (2)(a),"

28 AMENDMENT NO. 14

1 On page 3, line 12, delete "6006.1(E)(4),"

2 AMENDMENT NO. 15

3 On page 3, delete lines 14 through 19

4 AMENDMENT NO. 16

5 On page 3, line 23, change "forty" to "thirty-six"

6 AMENDMENT NO. 17

7 On page 3, line 26, change "eighty" to "seventy-two"

8 AMENDMENT NO. 18

9 On page 3, line 27, change "one hundred sixty" to "one hundred forty-four"

10 AMENDMENT NO. 19

11 On page 4, line 1, change "one hundred eighty" to "one hundred sixty-two"

12 AMENDMENT NO. 20

13 On page 4, line 8, change "fifty-six" to "fifty"

14 AMENDMENT NO. 21

15 On page 4, line 11, change "two hundred" to "one hundred eighty"

16 AMENDMENT NO. 22

17 On page 4, line 23, change "thirty-two" to "twenty-nine"

18 AMENDMENT NO. 23

19 On page 4, line 25, change "thirty-two" to "twenty-nine"

20 AMENDMENT NO. 24

21 On page 5, line 9, change "eighty" to "seventy-two"

22 AMENDMENT NO. 25

23 On page 5, line 23 change "eighty" to "seventy-two"

24 AMENDMENT NO. 26

25 On page 6, line 6, change "one hundred twenty" to "one hundred eight"

26 AMENDMENT NO. 27

27 On page 6, line 8, change "forty" to "thirty-six"

28 AMENDMENT NO. 28

29 On page 6, line 13, change "forty" to "thirty-six"

30 AMENDMENT NO. 29

31 On page 6, line 15, change "eighty" to "Seventy-two"

1 AMENDMENT NO. 30

2 On page 6, line 16, change "one hundred sixty" to "one hundred forty-four"

3 AMENDMENT NO. 31

4 On page 6, line 18, change "one hundred eighty" to "one hundred sixty-two"

5 AMENDMENT NO. 32

6 On page 6, line 24, change "one hundred sixty" to "one hundred forty-four"

7 AMENDMENT NO. 33

8 On page 7, line 3, change "fifty-six" to "fifty"

9 AMENDMENT NO. 34

10 On page 7, line 5 change "two" to "one hundred eighty"

11 AMENDMENT NO. 35

12 On page 7, line 6, delete "hundred"

13 AMENDMENT NO. 36

14 On page 7, line 18, change "thirty-two" to "twenty-nine"

15 AMENDMENT NO. 37

16 On page 7, line 20, change "thirty-two" to "twenty-nine"

17 AMENDMENT NO. 38

18 On page 8, line 2, change "twenty" to "eighteen"

19 AMENDMENT NO. 39

20 On page 8, line 10, change "four" to "three and six tenths"

21 AMENDMENT NO. 40

22 On page 8, line 21, change "two million four hundred" to "two million one hundred sixty  
23 thousand"

24 AMENDMENT NO. 41

25 On page 8, line 26, change "eighty" to "seventy-two"

26 AMENDMENT NO. 42

27 On page 9, line 5, change "twenty" to "eighteen" and change "eight" to "seven and two  
28 tenths"

29 AMENDMENT NO. 43

30 On page 9, line 8, change "eighty" to "seventy-two"

31 AMENDMENT NO. 44

32 On page 9, line 19, change "twenty" to "eighteen"

1 AMENDMENT NO. 45

2 On page 9, line 23, change "twenty-seven" to "twenty-four"

3 AMENDMENT NO. 46

4 On page 9, line 25, change "one hundred sixty" to "one hundred forty-four"

5 AMENDMENT NO. 47

6 On page 10, line 1, change "sixteen" to "fourteen and four tenths"

7 AMENDMENT NO. 48

8 On page 10, line 4, change "sixteen" to "fourteen and four tenths"

9 AMENDMENT NO. 49

10 On page 10, line 11, change "four thousand" to "three thousand six hundred"

11 AMENDMENT NO. 50

12 On page 10, line 21, change "twenty" to "eighteen"

13 AMENDMENT NO. 51

14 On page 11, line 2, change "eighty" to "seventy-two" and change "six" to "five hundred  
15 forty"

16 AMENDMENT NO. 52

17 On page 11, line 3, delete "hundred"

18 AMENDMENT NO. 53

19 On page 11, line 6, change "one hundred sixty" to "one hundred forty-four"

20 AMENDMENT NO. 54

21 On page 11, line 11, change "eighty" to "seventy-two"

22 AMENDMENT NO. 55

23 On page 11, line 13, change "eighty" to "seventy-two"

24 AMENDMENT NO. 56

25 On page 11, line 18, change "eight" to "seven"

26 AMENDMENT NO. 57

27 On page 11, line 22, change "eighty" to "seventy-two"

28 AMENDMENT NO. 58

29 On page 11, line 26, change "eight" to "seven and two tenths"

30 AMENDMENT NO. 59

31 On page 12, line 6, change "eight hundred" to "seven hundred twenty"

1 AMENDMENT NO. 60

2 On page 12, line 7, change "eighty" to "seventy-two"

3 AMENDMENT NO. 61

4 On page 12, delete lines 11 through 19

5 AMENDMENT NO. 62

6 On page 13, line 4, change "twenty thousand" to "eighteen thousand five hundred"

7 AMENDMENT NO. 63

8 On page 13, line 8, change "twenty" to "eighteen and one-half"

9 AMENDMENT NO. 64

10 On page 13, line 17, change "forty" to "thirty-six"

11 AMENDMENT NO. 65

12 On page 13, line 21, change "eight" to "seven and two tenths"

13 AMENDMENT NO. 66

14 On page 14, line 4, change "eighty" to "seventy-two"

15 AMENDMENT NO. 67

16 On page 14, line 12, change "six hundred" to "five hundred forty"

17 AMENDMENT NO. 68

18 On page 14, line 27, change "sixteen" to "fourteen and four tenths"

19 AMENDMENT NO. 69

20 On page 15, line 12, change "four million" to "three million six hundred"

21 AMENDMENT NO. 70

22 On page 15, line 21, change "eighty" to "seventy-two"

23 AMENDMENT NO. 71

24 On page 15, delete lines 22 through 29, on page 16, delete line 1 through 3, and insert:

25 "\*" \* \*"

26 AMENDMENT NO. 72

27 On page 16, line 19, change "twenty-four" to "twenty-one and six tenths"

28 AMENDMENT NO. 73

29 On page 16, line 23, change "four" to "three and six tenths"

30 AMENDMENT NO. 74

31 On page 17, line 8, change "eight" to "seven hundred twenty"

1 AMENDMENT NO. 75

2 On page 17, line 9, change "four-tenths" to "thirty-six one hundredths"

3 AMENDMENT NO. 76

4 On page 17, line 19, change "two hundred" to "one hundred eighty"

5 AMENDMENT NO. 77

6 On page 17, line 21, change "twenty-four" to "twenty-one and six tenths"

7 AMENDMENT NO. 78

8 On page 18, line 9, change "four tenths" to "thirty-six one hundredths"

9 AMENDMENT NO. 79

10 On page 18, line 19, change "thirty-two" to "twenty-eight and eight tenths"

11 AMENDMENT NO. 80

12 On page 19, line 3, change "six" to "five and seventy-six one hundredths"

13 AMENDMENT NO. 81

14 On page 19, line 6, change "sixteen" to "fourteen and four tenths"

15 AMENDMENT NO. 82

16 On page 19, line 9, change "thirty-two" to "twenty-eight and eight tenths"

17 AMENDMENT NO. 83

18 On page 19, line 17, change "thirty-two" to "twenty-eight and eight tenths"

19 AMENDMENT NO. 84

20 On page 19, line 25, change "eighty" to "seventy-two"

21 AMENDMENT NO. 85

22 On page 20, line 3, change "eighty" to "seventy-two"

23 AMENDMENT NO. 86

24 On page 20, line 11, change "four million" to "three million six hundred thousand"

25 AMENDMENT NO. 87

26 On page 20, line 16, change "four million" to "three million six hundred thousand"

27 AMENDMENT NO. 88

28 On page 20, line 18, change "four million" to "three million six hundred thousand"

29 AMENDMENT NO. 89

30 On page 20, line 28, change "eight hundred" to "seven hundred twenty"

1 AMENDMENT NO. 90

2 On page 20, line 29, change "six hundred" to "four hundred forty"

3 AMENDMENT NO. 91

4 On page 21, line 5, change "twenty-eight" to "twenty-five and two tenths"

5 AMENDMENT NO. 92

6 On page 21, line 22, change "twenty" to "eighteen"

7 AMENDMENT NO. 93

8 On page 21, line 26, change "eight" to "seven and two tenths"

9 AMENDMENT NO. 94

10 On page 22, line 11, change "twenty" to "eighteen"

11 AMENDMENT NO. 95

12 On page 22, line 17, change "four hundred" to "one hundred sixty"

13 AMENDMENT NO. 96

14 On page 22, line 21, change "eighty" to "seventy-two"

15 AMENDMENT NO. 97

16 On page 23, line 4, change "two hundred" to "eighty"

17 AMENDMENT NO. 98

18 On page 23, line 8, change "two hundred" to "eighty"

19 AMENDMENT NO. 99

20 On page 23, delete lines 23 through 29, and on page 24, delete lines 1 through 10

21 AMENDMENT NO. 100

22 On page 24, line 17, change "4,000" to "3,600"

23 AMENDMENT NO. 101

24 On page 24, line 18, change "8,000" to "7,200"

25 AMENDMENT NO. 102

26 On page 24, line 19, change "12,000" to "10,800"

27 AMENDMENT NO. 103

28 On page 24, line 20, change "16,000" to "14,400"

29 AMENDMENT NO. 104

30 On page 24, line 21, change "22,000" to "18,000"

1 AMENDMENT NO. 105

2 On page 24, line 22, change "24,000" to "21,600"

3 AMENDMENT NO. 106

4 On page 24, line 25, change "twenty-four" to "twenty-one and six tenths"

5 AMENDMENT NO. 107

6 On page 24, line 27, change "two million" to "one million eight hundred thousand"

7 AMENDMENT NO. 108

8 On page 25, line 18, change "eight million" to "seven million two hundred thousand" and  
9 change "forty-eight" to "forty-three and two tenths"

10 AMENDMENT NO. 109

11 On page 26, line 9, change "eight" to "seven and two tenths"

12 AMENDMENT NO. 110

13 On page 26, line 12, change "sixteen" to "fourteen and four tenths"

14 AMENDMENT NO. 111

15 On page 26, line 14, change "twenty" to "eighteen"

16 AMENDMENT NO. 112

17 On page 26, line 17, change "eight hundredths" to "seventy-two thousandths"

18 AMENDMENT NO. 113

19 On page 26, line 29, change "eight" to "seven and two-tenths"

20 AMENDMENT NO. 114

21 On page 27, line 8, change "forty" to "thirty-six"

22 AMENDMENT NO. 115

23 On page 27, line 18, change "eight" to "seven and two tenths" and at the end of the line,  
24 delete "two"

25 AMENDMENT NO. 116

26 On page 27, line 19, change "thousand four hundred" to "one thousand five hundred"

27 AMENDMENT NO. 117

28 On page 28, line 9, change "eighty" to "seventy-two"

29 AMENDMENT NO. 118

30 On page 28, line 14, change "two million" to "one million eight hundred thousand"

31 AMENDMENT NO. 119

32 On page 28, line 19, change "five million" to "four million five hundred thousand"



1 AMENDMENT NO. 120

2 On page 28, line 29, change "four dollars" to "three dollars and sixty cents"

3 AMENDMENT NO. 121

4 On page 29, line 17, change "five" to "four million five hundred thousand"

5 AMENDMENT NO. 122

6 On page 29, line 18, delete "million"

7 AMENDMENT NO. 123

8 On page 29, line 27, change "eight hundred" to "seven hundred twenty"

9 AMENDMENT NO. 124

10 On page 30, line 1, change "four million" to "three million six hundred thousand"

11 AMENDMENT NO. 125

12 On page 30, line 11, change "eight" to "seven and two tenths"

13 AMENDMENT NO. 126

14 On page 30, line 14, change "sixteen" to "fourteen and four tenths"

15 AMENDMENT NO. 127

16 On page 30, line 16, change "twenty" to "eighteen"

17 AMENDMENT NO. 128

18 On page 30, line 20, change "eight" to "seven and two tenths"

19 AMENDMENT NO. 129

20 On page 31, line 2, change "eight" to "seventy-two one hundredths"

21 AMENDMENT NO. 130

22 On page 31, line 4, after "R.S. 51:" insert "1787(A)(1)(b) and (2),"

23 AMENDMENT NO. 131

24 On page 31, line 5, after "reenacted" insert "and R.S. 51:1787(A)(4) is hereby enacted"

25 AMENDMENT NO. 132

26 On page 31, between lines 5 and 6, insert:

27        "§1787. Incentives

28            A. The board, after consultation with the secretaries of the Department of  
29        Economic Development and Department of Revenue, and with the approval of the  
30        governor, may enter into contracts not to exceed five years to provide:

31        (1) For either:

32            (a)(i) For contracts entered into or renewed prior to July 1, 2015, the rebate  
33        of sales and use tax imposed by the state and imposed by its political subdivisions.  
34        For contracts entered into on and after July 1, 2015, the rebate of seventy-two

1 percent of the sales and use tax imposed by the state and all of the sales and use tax  
2 imposed by its political subdivisions. The sales and use tax rebate of tax imposed by  
3 the political subdivisions shall be granted upon approval of the governing authority  
4 of the appropriate municipality or the appropriate parish where applicable, or both,  
5 and of the governing authority of any other political subdivision, including the office  
6 of sheriff in the case of a law enforcement district; The contracts may be entered into  
7 for the following:

8 \* \* \*

9 (ii) Final application for the payment of any rebate of sales and use taxes  
10 granted pursuant to this Subsection shall be filed no later than six months after the  
11 Department of Economic Development signs a project completion report and sends  
12 it to the Department of Revenue, the political subdivision, and the business, or no  
13 later than thirty days after the end of the calendar year in the case of customer-owned  
14 tooling used in a compression molding process. The project completion report cannot  
15 be signed until the project is complete and the contract has been approved by the  
16 board and the governor. The amount to be rebated shall in no case be greater than the  
17 total of the actual amount of the sales and use taxes paid, or, in the case of contacts  
18 entered into on and after July 1, 2015, seventy-two percent of state sales and use  
19 taxes paid.

20 \* \* \*

21 (iv) Requests for rebates of state sales and use tax pursuant to this Section  
22 and R.S. 51:2456(B) shall be processed by the Department of Revenue as follows:

23 \* \* \*

24 (cc) Failure of the Department of Revenue to timely pay rebates in the  
25 amount as provided herein or as provided for in any other provision of law shall  
26 entitle the taxpayer to interest, which shall begin to accrue three months after the  
27 completed rebate request is received at the rate established pursuant to the provisions  
28 of R.S. 13:4202. Payments of interest authorized according to the provisions of this  
29 Section shall be made from the current collections of taxes collected pursuant to  
30 Chapter 2, Chapter 2-A, or Chapter 2-B of Subtitle II of Title 47 of the Louisiana  
31 Revised Statutes of 1950, as amended.

32 \* \* \*

33 (b) A refundable investment income tax credit equal to one and ~~one-half~~  
34 eight-one-hundredths percent of the amount of qualified expenditures. For purposes  
35 of this Paragraph, the term "qualified expenditures" shall mean amounts classified  
36 as capital expenditures for federal income tax purposes plus exclusions from  
37 capitalization provided for in Internal Revenue Code Section 263(a)(1)(A) through  
38 (L), minus the capitalized cost of land, capitalized leases of land, capitalized interest,  
39 capitalized costs of manufacturing machinery and equipment to the extent the  
40 capitalized manufacturing machinery and equipment costs are excluded from sales  
41 and use tax pursuant to R.S. 47:301(3), and the capitalized cost for the purchase of  
42 an existing building. When a taxpayer purchases an existing building and capital  
43 expenditures are used to rehabilitate the building, the costs of the rehabilitation only  
44 shall be considered qualified expenditures. Additionally, a taxpayer shall be allowed  
45 to increase their qualified expenditures to the extent a taxpayer's capitalized basis is  
46 properly reduced by claiming a federal credit. A taxpayer earns the investment tax  
47 credit in the year in which the project is placed in service, but the taxpayer may not  
48 claim the investment tax credit until the Department of Economic Development signs  
49 the project completion report or such other time as provided for by rule or regulation.  
50 The project completion report for the refundable investment tax credit shall adhere  
51 to the same requirements found in Subparagraph (a) for the sales and use tax rebate.

52 (2)(a) Except as provided in Subparagraph (b) of this Paragraph, for a ~~two~~  
53 thousand five hundred one thousand eight hundred dollar tax credit per net new  
54 employee as determined by the company's average annual employment reported  
55 under the Louisiana Employment Security Law during the taxable year for which  
56 credit is claimed. This tax credit may be applied to any state income tax liability or  
57 any state corporate franchise tax liability, but not liabilities for penalty or interest,  
58 due or outstanding at the time the credit is generated. However, credits may be  
59 applied to a due or outstanding tax liability attributable to tax years prior to the year  
60 in which the credit is generated only if the tax liability is the result of an assessment,  
61 administrative, or judicial proceeding by the Department of Revenue after an audit,

1 provided that no further interest or penalty shall be accrued on such tax liability after  
 2 the credit is generated. If the entire credit cannot be used in the year claimed, the  
 3 remainder may be applied against the income tax or corporate franchise tax for the  
 4 succeeding ten taxable years or until the entire credit is used, whichever occurs first.  
 5 These credits shall also apply to those tax liabilities, but not liabilities for penalty or  
 6 interest, identified in tax years where existing contracts generate the credit.

7 (b) In lieu of the tax credit provided in Subparagraph (a) of this Paragraph,  
 8 for aviation or aerospace industries as defined in North American Industry  
 9 Classification System (NAICS) Code 336411, 336412, 336413, and 332912, for a  
 10 ~~five thousand~~ three thousand six hundred dollar tax credit for each new job created.  
 11 This tax credit may be applied to any state income tax liability or any state franchise  
 12 tax liability within a ten-year period from the date that the contract becomes effective  
 13 or until the entire credit is used, whichever occurs first.

14 (c) Until June 30, 2009, in lieu of the tax credit provided in Subparagraph  
 15 (a) of this Paragraph, for the motor vehicle parts manufacturing industry as defined  
 16 in the 3363 NAICS Code Title, for a ~~five thousand~~ three thousand six hundred dollar  
 17 tax credit for each new job created. This tax credit may be applied to any state  
 18 income tax liability or any state franchise tax liability within a ten-year period from  
 19 the date that the contract becomes effective or until the entire credit is used,  
 20 whichever occurs first. As used in this Subparagraph, the term "NAICS" means the  
 21 North American Industrial Classification System.

22 (d) Until June 30, 2012, in lieu of the tax credit provided in Subparagraph  
 23 (a) of this Paragraph, for the rubber manufacturing industry as defined by NAICS  
 24 Code 326211, a ~~five thousand~~ three thousand six hundred dollar tax credit for each  
 25 new job created. This tax credit may be applied to any state income tax liability or  
 26 any state franchise tax liability within a ten-year period from the date that the  
 27 contract becomes effective or until the entire credit is used, whichever occurs first.

28 \* \* \*

29 (4) The reduction of the rebates and credits provided for in this Subsection  
 30 for contracts entered into on and after July 1, 2015, shall only apply to such contracts  
 31 and not to contracts entered before such date, notwithstanding any other provision  
 32 of the Act which originated as House Bill 629 of the 2015 Regular Session of the  
 33 Legislature."

34 AMENDMENT NO. 133

35 On page 31, line 10, change "four thousand" to "three thousand six hundred"

36 AMENDMENT NO. 134

37 On page 31, line 28, change "thirty-two" to "twenty-eight and eight tenths"

38 AMENDMENT NO. 135

39 On page 32, line 8, change "four" to "four and thirty-two hundredths"

40 AMENDMENT NO. 136

41 On page 32, line 16, change "four" to "three and six tenths"

42 AMENDMENT NO. 137

43 On page 32, line 20, change "eight" to "seven and two tenths"

44 AMENDMENT NO. 138

45 On page 32, line 26, change "eight" to "seven and two tenths"

46 AMENDMENT NO. 139

47 On page 32, line 28, change "eight" to "seven and two tenths"

1 AMENDMENT NO. 140

2 On page 33, line 4, change "sixty" to "fifty-four"

3 AMENDMENT NO. 141

4 On page 33, delete lines 6 and 7, and insert:

5 "Section 4.(A) The provisions of this Act shall apply to all claims for credits  
6 on any return filed or any transfers to a state agency, on or after July 1, 2015,  
7 regardless of the taxable year to which the return or the production to which the  
8 transfer relates.

9 (B) However, any claim for a credit not allowed by the provisions of this Act  
10 on a return filed after July 1, 2015 pursuant to an extension of time to file granted  
11 prior to July 1, 2015 shall be allowed in the following manner. One-third of any such  
12 credit not allowed by the provisions of this Act may be taken as a credit against tax  
13 only in each of the taxpayer's tax years beginning during calendar years 2017, 2018,  
14 and 2019.

15 Section 5. This Act shall become effective on July 1, 2015; if vetoed by the  
16 governor and subsequently approved by the legislature, this Act shall become  
17 effective on July 1, 2015, or on the day following such approval by the legislature,  
18 whichever is later."