

2015 Regular Session

HOUSE BILL NO. 280

BY REPRESENTATIVE HARRIS

TAX CREDITS: Excludes certain businesses from being eligible to participate in the Enterprise Zone Program

## 1 AN ACT

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

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 and has more than one hundred employees~~  
19 ~~nationwide including affiliates prior to the contract effective date shall be limited to~~  
20 ~~grocery stores and pharmacies located in an enterprise zone, as such terms are~~

1       ~~defined by the department by rules promulgated in accordance with the~~  
2       ~~Administrative Procedure Act.~~ the business is not in any of the following excluded  
3       industries identified by the following respective North American Industry  
4       Classification System (NAICS) codes:

5               (i) Hotel, NAICS codes beginning with 72.

6               (ii) Restaurant, NAICS codes beginning with 72.

7               (iii) Retail, NAICS codes beginning with 44 or 45.

8                                       \*       \*       \*

9       Section 2. This Act shall become effective on July 1, 2015, and shall be applicable  
10     to contracts executed on and after July 1, 2015.

---

#### 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 280 Original

2015 Regular Session

Harris

**Abstract:** Changes eligibility requirements for businesses to enter into enterprise zone contracts to receive sales tax rebates and income tax credits by excluding hotels, restaurants, and retailers from participating in the program.

Present law establishes the enterprise zone program through which businesses may enter into contracts with the Board of Commerce and Industry to receive income tax credits or sales and use tax rebate payments in exchange for the creation of a certain number of jobs which employ persons who meet certain residency and eligibility requirements.

Proposed law changes present law by adding a prohibition on program participation for the following industries, which are identified by the following North American Industry Classification System (NAICS) codes:

(1)     Hotel, NAICS codes beginning with 72.

(2)     Restaurant, NAICS codes beginning with 72.

(3)     Retail, NAICS codes beginning with 44 or 45.

Proposed law is applicable to contracts executed after July 1, 2015.

Effective July 1, 2015.

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