

Regular Session, 2013

HOUSE BILL NO. 529

BY REPRESENTATIVE BARROW

TAX: (Constitutional Amendment) To impose a tax on single use plastic carry bags

1 A JOINT RESOLUTION

2 Proposing to add Article VII, Section 4.2 of the Constitution of Louisiana, to impose a tax
3 on certain single use plastic carry bags; to provide with respect to the rate; to provide
4 for definitions; to provide for implementation; to provide for submission of the
5 proposed amendment to the electors; and to provide for related matters.

6 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
7 elected to each house concurring, that there shall be submitted to the electors of the state of
8 Louisiana, for their approval or rejection in the manner provided by law, a proposal to
9 amend Article VII, Section 4.2 of the Constitution of Louisiana, to read as follows:

10 §4.2. Plastic Bag Management Tax

11 A. There shall be a state tax of five cents imposed on each single use plastic
12 bag. The rate of the tax may be adjusted with a specific legislative instrument which
13 receives a favorable vote of two-thirds of the elected members of each house of the
14 legislature. For purposes of this Section, "bag" means a bag composed primarily of
15 thermoplastic synthetic polymeric material which is provided to a purchaser during
16 a retail transaction for use in carrying or transporting purchased goods.

17 B. The legislature shall provide by law for the implementation of the
18 provisions of this Section.

1 Section 2. Be it further resolved that this proposed amendment shall be submitted
2 to the electors of the state of Louisiana at the statewide election to be held on November 4,
3 2014.

4 Section 3. Be it further resolved that on the official ballot to be used at the election,
5 there shall be printed a proposition, upon which the electors of the state shall be permitted
6 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
7 follows:

8 Do you support an amendment to impose a state tax of five cents on single
9 use plastic carry bags? (Adds Article VII, Section 4.2)

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)]

Barrow

HB No. 529

Abstract: Imposes a 5 cent tax on single use plastic carry bags

Proposed constitutional amendment imposes a 5 cent tax on each single use plastic bag. The rate of the tax may be adjusted by an instrument which receives a two-thirds vote of the elected members of both houses of the legislature. For purposes of proposed constitutional amendment, "bag" means a bag composed primarily of thermoplastic synthetic polymeric material which is provided to a purchaser during a retail transaction for use in carrying or transporting purchased goods.

Proposed constitutional amendment requires that the legislature provide by law for implementation..

Provides for submission of the proposed amendment to the voters at the statewide election to be held November 4, 2014.

(Adds Const. Art. VII, Section 4.2)