

CONFERENCE COMMITTEE REPORT
Senate Bill No. 247 By Senator Nevers

June 3, 2013

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 247 by Senator Nevers, recommend the following concerning the Reengrossed bill:

1. That all House Floor Amendments proposed by Representative Shadoin and adopted by the House of Representatives on May 23, 2013 be adopted.
2. That the House Floor Amendment proposed by Representative Pope and adopted by the House of Representatives on May 23, 2013 be rejected.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 7, change "is" to "and 338.196 are"

AMENDMENT NO. 2

On page 2, after line 16, add three asterisks "* * *"

Respectfully submitted,

Senators:

Representatives:

Senator Ben Nevers

Representative J. Rogers Pope

Senator Robert Adley

Representative Girod Jackson III

Senator Yvonne Dorsey-Colomb

Representative John Bel Edwards

The legislative instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Thomas L. Tyler.

CONFERENCE COMMITTEE REPORT DIGEST

Senate Bill No. 247 by Senator Nevers

Keyword and summary of the bill as proposed by the Conference Committee

TAX/SALES. Authorizes certain parishes and school boards to levy an additional sales tax. (8/1/13)

Report adopts House amendments to:

1. Add authorization to school boards in a parish having a population between 22,400, and 22,800, to levy and collect an additional sales and use tax not to exceed 1%.

Report rejects House amendments which would have:

1. Added an exception for Livingston Parish from authority being granted to parishes governed by home rule charter with population between 115,000 and 125,000.

Report amends the bill to:

1. Correct title and enacting clause to reflect provision being added.

Digest of the bill as proposed by the Conference Committee

Proposed law authorizes the governing authority of a parish governed by a home rule charter and having a population between 115,000 and 125,000 to levy and collect an additional sales and use tax not to exceed one-half of one percent within the territorial jurisdiction of the parish.

Provides that the authorized tax is in addition to the taxes authorized in present law and that the tax be imposed by ordinance and be levied upon the sale at retail, the use, lease, or rental, the consumption and the storage for consumption of corporeal movable property, and on sales of services in the parish.

Requires that no tax be levied unless the ordinance imposing the tax is submitted to the qualified electors of the parish at an election to be conducted in accordance with the election laws of the state, and the majority of those voting in the election shall have voted in favor of the adoption of the ordinance.

Provides that the tax is in addition to all other taxes and shall be collected at the same time and in the same manner as provided by law.

Proposed law authorizes a school board in any school district comprised of a parish having a population between 22,400, and 22,800, according to the latest federal decennial census, to levy and collect an additional sales and use tax not to exceed one percent within the territorial jurisdiction of the parish. Provides that the sales and use tax shall be imposed by ordinance of the parish governing authority and shall be levied upon the sale at retail, the use, lease, or rental, the consumption and the storage for consumption of corporeal movable property, and on sales of services in the parish, but only after the question of the imposition of the tax has been submitted to the qualified electors of the parish at an election conducted in accordance with the Louisiana Election Code and the majority of those voting in the election voted in favor of the adoption of the ordinance.

Effective August 1, 2013.

(Adds R.S. 47:338.183.1 and 338.196)