SLS 161ES-180 ENGROSSED

2016 First Extraordinary Session

SENATE CONCURRENT RESOLUTION NO. 8

BY SENATOR MORRELL

1

TAX/INCOME/CORPORATE. Clarifies the intent of the Legislature that Act 108 of the 2015 Regular Session is to apply prospectively only.

A CONCURRENT RESOLUTION

## 2 To clarify that the intent of the Legislature was for Act 108 of the 2015 Regular Session to 3 apply prospectively only. 4 WHEREAS, Act 108 was enacted during the 2015 Regular Session without any 5 governing language as to whether restrictions should be applied retroactively or 6 prospectively; and 7 WHEREAS, the fiscal note for Act 108 of the 2015 Regular Session did not project 8 any savings indicting that retroactive application of restrictions was neither contemplated 9 nor budgeted, and it will interfere with established contractual rights and applications 10 previously approved; and 11 WHEREAS, retroactive application of restrictions in Act 108 of the 2015 Regular 12 Session will interfere with established contractual rights, applications previously approved 13 by the Louisiana Department of Revenue and private letter rulings previously issued by the 14 Louisiana Department of Revenue. THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby 15 16 clarify and express intent for the restrictions in Act 108 of the 2015 Regular Session to apply only to projects that did not receive part 2 approval from the Louisiana Division of Historic 17 Preservation on or before June 19, 2015, the effective date of the Act. 18

SLS 161ES-180 ENGROSSED SCR NO. 8

1 BE IT FURTHER RESOLVED that this expression of legislative intent shall become

effective upon adoption of this Resolution.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by James Benton.

DIGEST

SCR 8 Engrossed

2

2016 First Extraordinary Session

Morrell

To clarify that the intent of the Legislature was for Act 108 of the 2015 Regular Session to apply prospectively only.