

Regular Session, 2010  
HOUSE BILL NO. 1078  
BY REPRESENTATIVE FOIL

# ACT No. 1034

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AN ACT

To amend and reenact R.S. 36:104(A)(7) and (14) and R.S. 51:935 and 2461 and to repeal R.S. 25:318(E), R.S. 33:130.753(C) and 4708(C)(5), R.S. 36:104(A)(8), R.S. 39:1953(B)(8), 2006(E), and 2176(E), R.S. 47:6020.4, 6027(F), and 6036(D)(5) and R.S. 51:1786(4), 1927.2, 2312(F), 2319, and 2341(D)(2), relative to reporting requirements of the Louisiana Department of Economic Development and the Louisiana Economic Development Corporation; to provide for changes to reporting requirements of the Louisiana Department of Economic Development to various state agencies; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 36:104(A)(7) and (14) are hereby amended and reenacted to read as follows:

§104. Powers and duties of the secretary of economic development

A. In addition to the functions, powers, and duties otherwise vested in the secretary by law, he shall:

\* \* \*

(7) Make, ~~and~~ publish, and submit electronically an annual report to the governor, ~~and the legislature~~ every member of the legislature, and the Senate Committee on Commerce, Consumer Protection, and International Affairs, and the House Committee on Commerce concerning the operations of the department, including an overview of each business incentive and assistance program administered by the department, and submit with each report such recommendations as he deems necessary for the more effective internal structure and administration

1 of the department, and make other reports and recommendations on his own  
 2 initiative or upon request of the governor, the legislature, or any committee or  
 3 member thereof. The overview of each business incentive and assistance program  
 4 administered by the department shall include a brief description of each program's  
 5 objective and annual activity and performance information including, as applicable,  
 6 number of applications received, number of new projects, amount of associated  
 7 certified spending in the state, number of new permanent jobs, number of  
 8 construction jobs, number of retained permanent jobs, amount of associated capital  
 9 investment, and amount of incentive awarded.

10 \* \* \*

11 (14) Notwithstanding other provisions in this Subsection, the secretary of the  
 12 Department of Economic Development may provide targeted economic development  
 13 efforts in priority economic development zones. Such targeted programs shall be in  
 14 addition to programs already in existence or any programs that may have been  
 15 implemented in these areas by the department under normal circumstances. "Priority  
 16 economic development zone" means any parish listed as one of the ten parishes with  
 17 the highest unemployment rates in Louisiana and any municipality listed as one of  
 18 the twenty-five municipalities with the highest unemployment rates in Louisiana as  
 19 of July first of any given year and according to statistics compiled by the Louisiana  
 20 Workforce Commission. ~~The secretary shall submit annually to the House~~  
 21 ~~Commerce Committee and the Senate Commerce, Consumer Protection, and~~  
 22 ~~International Affairs Committee a report detailing actions taken by the department~~  
 23 ~~in compliance with this Paragraph.~~

24 \* \* \*

25 Section 2. R.S. 51:935 and 2461 are hereby amended and reenacted to read as  
 26 follows:

27 §935. Information clearinghouse  
 28 ~~A.~~ The department shall serve as the information clearinghouse in Louisiana  
 29 for all data related to economic development, economic modeling, and strategic  
 30 economic development planning.

1           ~~B. The department shall develop a master plan for inventorying, identifying,~~  
2           ~~organizing, consolidating, and centralizing access to all appropriate economic~~  
3           ~~development information developed in the public and private sectors in Louisiana.~~  
4           ~~The plan shall include strategies for on-line access to data bases in the department~~  
5           ~~and other departments of government, to applicable university data bases, and to~~  
6           ~~private sector data bases where feasible. All information applicable to economic~~  
7           ~~development modeling, economic development, strategic economic development~~  
8           ~~planning, business trends, employment, construction, infrastructure, technology,~~  
9           ~~university assets, real estate, industrial and office property, business incentives, and~~  
10           ~~tax data should be organized by the clearinghouse for research, modeling, planning,~~  
11           ~~and recruitment purposes.~~

12           ~~C. All departments, agencies, boards, and commissions of state government~~  
13           ~~shall cooperate with the clearinghouse in the development of the plan.~~

14           ~~D. Such plan shall be submitted to the Senate Committee on Commerce,~~  
15           ~~Consumer Protection, and International Affairs and the House Committee on~~  
16           ~~Commerce no later than March 1, 1996, with recommendations for implementation~~  
17           ~~and annually thereafter with recommendations for improvement.~~

18   \*           \*           \*

19           ~~§2461. Report of effect of Louisiana Quality Jobs Program Act, application~~

20   Application deadline

21           ~~A. The Department of Economic Development shall prepare a report which~~  
22           ~~shall include but not be limited to documentation of new direct jobs created under~~  
23           ~~this Chapter and a fiscal analysis of the costs and benefits of the program to the state.~~  
24           ~~In conducting such cost/benefit analysis, the department shall consider quantitative~~  
25           ~~factors, such as the anticipated level of new tax revenues to the state along with the~~  
26           ~~added cost to the state of providing services, and such other criteria as deemed~~  
27           ~~appropriate by the department. The requirements of this report shall be satisfied if~~  
28           ~~the department submits a biennial report that contains the information listed in this~~  
29           ~~Section. The report shall be submitted to the president of the Senate, the speaker of~~  
30           ~~the House of Representatives, the governor of this state, and the David R. Poynter~~

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1           ~~Legislative Research Library as provided in R.S. 24:772 no later than March first of~~  
2           ~~each year.~~

3                   B. On and after January 1, 2012, no new applications to receive incentive tax  
4           credits or rebates under this Chapter shall be approved by the Department of  
5           Economic Development. However, an employer which, prior to January 1, 2012, has  
6           been approved by the department to receive incentive tax credits or rebates under the  
7           program shall continue to receive tax credits or rebates pursuant to the terms of its  
8           agreement with the state of Louisiana as long as the employer retains its eligibility.

9                   ~~C. The Department of Economic Development shall annually report the~~  
10           ~~number of jobs created pursuant to this Chapter in each parish.~~

11           Section 3. R.S. 25:318(E), R.S. 33:130.753(C) and 4708(C)(5), R.S. 36:104(A)(8),  
12           R.S. 39:1953(B)(8), 2006(E), and 2176(E), R.S. 47:6020.4, 6027(F), and 6036(D)(5) and  
13           R.S. 51:1786(4), 1927.2, 2312(F), 2319, and 2341(D)(2), are hereby repealed in their  
14           entirety.

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_