



LMA Legislative Report

Regular Session, 2009 ■ **LEGISLATIVE RESUME**

July 21, 2009

Please deliver copies to your mayor, council and other officials.

Legislative session yields positive results for LMA, Louisiana municipalities

The LMA and its allies achieved positive victories for cities, towns, and villages in the 2009 regular session of the Louisiana Legislature which adjourned sine die on June 25. This session will be remembered for the intensive lobbying effort put forth by the LMA to ward off harmful legislation, including those of a fiscally restrictive nature, designed to limit municipal authority and revenue flexibility.

This year's high-priority package of bills achieved success, with passage of legislation to allow political subdivisions to purchase materials and supplies up to \$30,000 without the need for public bids; provide for provisional certificates of registration for building code enforcement officers under rules promulgated by the Louisiana State Uniform Construction Code Council in certain circumstances; and provide for public-notice requirements targeting official-journal and taxing authority website means to notify the public when public bodies are considering ad valorem tax millage changes. See the "HIGH-PRIORITY" section immediately below for brief descriptions of these enrolled measures.

A major defeat for local entities was the governor's veto of a measure that would have allowed at-large council members elected from districts larger than 5,000 in population to file financial disclosure reports under the more lenient reporting category under which council members elected from districts less than 5,000 in population file theirs.

The Legislature, responding to lobbying pressure from a coalition of business interests and associations representing local governments, resisted action on a large number of proposed measures dealing with increasing the homestead exemption for property owners. In fact, a proposed constitutional amendment that would have exempted residential property of individuals aged 65 and over whose income is less than 150 percent of the federal poverty guidelines from paying ad valorem taxes failed to pass. Another measure that would have required a lapse of one year before an ad valorem tax millage could be rolled forward by local tax authorities after reassessment or change in the homestead exemption also failed to move forward.

A victory for municipalities was the withdrawal of legislation that would have required municipal and parish planning commissions to obtain voter approval prior to the adoption of a master plan or any proposed changes to the master plan. Due to objections concerning the costs of required elections, interference with home-rule charter provisions, and the resulting contravention with and delay of private investment and development, the author withdrew the measure. Another victory was the defeat of measures to prohibit the use of red-light traffic cameras and other apparatus as means of speed-limit and traffic-light enforcement and mandate the yielding of penalties and fines to the state.

The Legislature failed to renew the brownfields investor tax credit program, which provides tax credits from the Department of Environmental Quality authorized for the cleanup, redevelopment, and productive use of brownfields sites in the state. On the budget side, the Legislature twice rejected efforts to enact a proposed tax increase on cigars, cigarettes, smoking tobacco, and smokeless tobacco and establish a special fund to support enforcement activities and provide monies for tobacco research, cessation, and prevention.

This final **LMA LEGISLATIVE REPORT** for the 2009 Regular Session provides a resume of municipally-related legislative instruments enacted in this year's session for your research and information. Special thanks are accorded to The Metro Group, which consists of the LMA legislative lobbying team, the Louisiana Conference of Mayors, the hard-working lobbyists for the state's major cities and metropolitan areas, and our colleagues at the Police Jury Association of Louisiana, the Louisiana Sheriffs Association, the Louisiana School Boards Association, the Louisiana District Attorneys Association, and the Louisiana Assessors Association.

A great round of appreciation goes to the mayors and municipal officials who assisted LMA with your own personal lobbying calls and contacts. Your participation in the legislative process ensured a remarkable session for municipalities and cemented LMA's reputation as a strong lobbying force at the State Capitol. This year, the Legislature considered some 1,978 bills and resolutions. The House considered 905 proposed measures, the Senate, 351. The LMA tracked and followed the path of some 240 legislative instruments.

Act numbers and effective dates are provided for these enrolled instruments. All dates are 2009 unless otherwise cited. This report will be published in the August 2009 *Louisiana Municipal Review*, posted at www.lma.org, and provided as a handout to delegates at the LMA's 72nd Annual Convention on August 6-8 in Alexandria. And now, on with our report...

HIGH-PRIORITY (ENACTED)

SB 84, Adley: Increases the maximum amount of materials and supplies that can be purchased without the need for public bids from \$20,000 to \$30,000. Also increases the upper limit that requires telephone or FAX quotations from between \$10,000 and \$20,000 to \$10,000 and \$30,000. *Act 392, effective August 15.*

HB 351: Richardson: Provides that provisional certificates of registration for building code enforcement officers shall be valid for the time period promulgated by the Louisiana State Uniform Construction Code Council. Such certificates may be issued, without certification by a recognized code organization or testing agency, to building code enforcement officers employed in the field for at least 10 years on January 1, 2007, and only for the position and locality held at the time of registration. Requires continuing education compliance. *Act 325, effective August 15.*

HB 896, Richard: Allows at-large council members elected from districts larger than 5,000 in population to file annual financial disclosure reports under least onerous Tier 3 reporting category, the same as their fellow council members elected from districts less than 5,000 in population.

Vetoed by the governor.

HB 83, T. Burns: Mandates certain public-notice requirements for consideration of ad valorem tax millage changes. Requires public notice published on two separate days, occurring no less than 30 days before the public hearing date, in the official journal and in another newspaper with a larger circulation within the taxing authority than the official journal of the taxing authority, if there is one. Also, same public notice is to be posted on the taxing authority's website and remain posted until the taxing authority has taken action to approve, reject, or abandon action on the proposed millage increase. *Act 498, effective August 15.*

CONSTITUTIONAL AMENDMENTS

These constitutional amendments have been filed with the Secretary of State and face voter consideration on the specified dates cited below.

ON THE OCTOBER 2, 2010 BALLOT:

SB 5, Riser: Moves the convening of the Legislature in annual regular session in even-numbered years to the second Monday in March and in odd-numbered years to the second Monday in April and to change the effective date of legislation enacted at such sessions to August 1. *Act 537, effective January 1, 2012, if ratified by voters.*

SB 209, Walsworth: Provides that the director, deputy director, and all employees of the Governor's Office of Homeland Security and Emergency Preparedness shall be in the unclassified service of the state civil service. *Act 538, effective 20 days after the governor proclaims its adoption.*

ON THE NOVEMBER 2, 2010 BALLOT:

HB 509, Leger: Provides relative to the bidding process for ad valorem tax sales by authorizing a bidder at a tax sale to bid down the existing five-percent penalty in increments of one-tenth of one percent; requires the payment of penalties by a bidder at ad valorem tax sales; requires the payment of interest, penalties, and costs by a taxpayer who is delinquent on the payment of taxes on movables. *Act 540, effective 20 days after the governor proclaims its adoption.*

HB 765, Gallot: Decreases the amount of taxes retained by the state on the severance of natural resources, other than sulphur, lignite, and timber, and increases the maximum amount of such revenues which are remitted to the parish governing authority from where the severance occurs; provides for amounts remitted to parish governing authorities; requires the deposit of a certain amount of proceeds of severance taxes and royalties collected under certain conditions into the Atchafalaya Basin Conservation Fund; establishes the Atchafalaya Basin Conservation Fund as a special treasury fund and provides for the use and investment of monies deposited into the fund. *Act 541, effective April 1, 2012 if ratified by voters.*

HB 903, Arnold: Provides that the power of a non-elected taxing authority with a governing authority to increase millage rates without voter approval after reappraisal, which is presently limited by the prior year's maximum millage rate, be further limited to annual increases which do not exceed two-and-a-half percent of the property tax collections for the immediately preceding calendar year; excludes from such restrictions taxing authorities which are special fire protection or fire department districts, ports, port harbor, terminal districts, and millages levied by certain levee districts under authority granted by the Louisiana Constitution. *Act 542, effective January 1, 2011 if ratified by voters.*

SB 67, McPherson: Provide that any salary increase enacted by law for certain state elected officials, including statewide elected officials, members of the Louisiana Public Service Commission, and members of the Legislature, not be implemented until a subsequent term of office. *Act 539, effective 20 days after the governor proclaims its adoption.*

BUDGETARY/FISCAL MEASURES

HB 1, Fannin: Provides for the ordinary expenses of state government, \$29-billion state operating budget for Fiscal Year 2009-2010. *Act 10, July 1.*

This act contains the following municipally-related appropriations:

- State Supplemental Pay, \$117.3 million – Municipal Police, \$37.4 million; Firefighters, \$30 million; Constables and Justices of the Peace, \$1.1 million; and Deputy Sheriffs, \$48.8 million.
- Emergency Medical Services for parishes and municipalities, \$150,000.
- Two-Percent Fire Insurance Fund, \$16.6 million.
- Video Draw Poker Local Government Aid, \$42.6 million.
- Parish Transportation Fund, \$46.4 million – Parish Road Program, \$38.4 million; Mass Transit Program, \$4.95 million; Off-System Roads and Bridges Match Program, \$3 million.
- Statutory Sales Tax Dedications for economic development, tourism, construction, capital improvements, maintenance, \$36.4 million.
- State Aid to Local Government Entities, \$7.5 million.

Notes: *The governor vetoed numerous line-item appropriations for non-governmental organizations and local government entities. The Tobacco Tax Aid Distribution Program remains unfunded.*

HB 2, Greene: Provides for the comprehensive \$5.45-billion capital outlay/construction budget for Fiscal Year 2009-2010 and the construction and repair of state and local facilities. *Act 20, effective July 10.*

HB 3, Greene: Provides for the Omnibus Bond Act. *Act 30, effective July 10.*

HB 667, Fannin: Provides for the ancillary expenses of state government for Fiscal Year 2009-2010, including:

- \$45 million for Municipal Facilities Revolving Loan Fund, and an additional \$25 million for same fund from the American Recovery and Reinvestment Act of 2009.
- \$34 million for Safe Drinking Water Revolving Loan Fund, and an additional \$27.3 million for same fund from the American Recovery and Reinvestment Act of 2009.

Act 40, effective July 1.

HB 881, Fannin: Provides for supplemental appropriations for Fiscal Year 2008-2009, including funding for non-governmental organizations and local governments, restoration of funds for health care and education needs reduced or eliminated in HB 1, additional supplemental payments for deputy sheriffs and firefighters, American Recovery and Reinvestment Act and Federal Emergency Management Agency funds for state and local infrastructure, and reduction of Parish Transportation Fund appropriations. *The governor vetoed numerous line-item appropriations for non-governmental organizations and local government entities. Act 122, effective July 1.*

HB 901, Lopinto: Entitles any employee who received supplemental pay prior to March 31, 1986 and returns to service to receive supplemental pay whether or not the individual completes training. Benefits approximately 10 firefighters. *Act 387, effective July 1.*

ETHICS/FINANCIAL DISCLOSURE/LOBBYING

HB 407, Smiley: Provides relative to disclosure of information concerning certain boards and commissions, requires the commissioner of administration to maintain a website to post such information. *Act 12, effective March 1, 2010.*

HB 777, Champagne: Allows a municipal or parish governing authority to appoint one of its members to local board, commission, or vacant elective offices. Specifically, allows a municipal authority to continue to appoint a council member to fill a vacancy in the office of the mayor, provided that the council member resigns before accepting the appointment. *Act 308, effective August 15.*

HB 591, Ellington: Provides for the meaning of certain terms and phrases for purposes of certain laws within the jurisdiction of the Board of Ethics. *Act 534, effective July 16.*

HB 896, Richard: Allows at-large council members elected from districts larger than 5,000 in population to file annual financial disclosure reports under least onerous Tier 3 reporting category, the same as their fellow council members elected from districts less than 5,000 in population. Vetoed by the governor.

SB 280, Chaisson: Provides relative to the employment of certain public servants. *Act 452, effective July 9.*

HOMELAND SECURITY/EMERGENCY PREPAREDNESS

HB 554, Landry: Provides civil immunity for certain volunteers working in coordination with the state or its political subdivisions as relates to homeland security. Excepts gross negligence or willful misconduct from these provisions and excepts care which requires licensure. *Act 295, effective August 15.*

HB 840, White: Requires each parish to create a parish emergency management advisory committee. Emphasizes first, the advisory role of such committee serving the parish or police jury president, and second, its lack of authority to supercede the parish president in an emergency or disaster. *Act 524, effective July 1.*

SB 106, Cheek: Limits the civil liability of health care providers and personnel delivering health care services during a declared state of emergency. *Act 231, effective July 1.*

SB 279, Walsworth: Requires certain public facilities to be made available for use as public shelter during a declared emergency, provides for a system of selection of such facilities for use from an inventory list maintained for that purpose, and ensures that nothing restricts or impairs the right and responsibility of a parish or police jury president to respond to an emergency. *Act 353, effective July 6.*

INSURANCE/WORKERS COMPENSATION

HB 669, Talbot: Provide for the regulation of third-party administrators by the commissioner of insurance. *Act 99, effective August 15.*

HB 729, Billiott: Provides workers compensation coverage for volunteer firefighters. *Act 304, effective July 1.*

HB 891, M. Jackson: Establishes penalties for failure to file a payroll report. *Act 191, effective April 1, 2010.*

HB 892, M. Jackson: Provides relative to claims for benefits as it relates to unemployment compensation. *Act 149, effective April 1, 2010.*

SB 303, Riser: Provides for medical treatment schedule guidelines for workers' compensation. *Act 254, effective August 15.*

LOCAL MEASURES

HB 465, Foil: Changes the boundaries of the South Burbank Crime Prevention and Development District. *Act 64, effective August 15.*

HB 468, M. Jackson: Creates the Melrose East Crime Prevention District in East Baton Rouge Parish. *Act 139, effective June 25.*

HB 502, Cortez: Authorizes the City of Youngsville to expropriate property by a declaration of taking under certain circumstances. *Act 290, effective July 1.*

HB 887, Barras: Creates the New Iberia Redevelopment Authority. *Act 526, effective July 10.*

SB 189, Alario: Authorizes golf carts to cross LA Highway 1 within the Town of Grand Isle. *Act 110, effective August 15.*

SB 235, N. Gautreaux: Provides for the appointment of the chief of police in the Town of Duson. *Act 405, effective July 7.*

GENERAL RETIREMENT MEASURES

HB 96, Pearson: Relative to state and statewide retirement systems, allow retirees of the systems to select a retirement option providing for automatic, guaranteed cost-of-living adjustments subject to an actuarial reduction of benefits. *Act 270, effective July 1.*

HB 421, Doerge: Relative to the Louisiana Assessors Retirement Fund, removes the cap on the amount of revenue sharing dollars that the system may demand in satisfaction of certain required tax remittances due the system by a parish, city, or other governmental entity. *Act 504, effective July 1.*

HB 540, B. Badon: Relates to the Firefighters Retirement System. *Act 422, effective July 1.*

HB 561, Pope: Provides relative to certain statewide retirement systems and their employer contribution rates. Allows each system's board to establish a funding deposit account for the system utilizing surplus contributions to reduce unfunded accrued liability, reduce the present value of future normal costs for systems using an aggregate funding method, or pay all or a portion of any future net direct employer contributions. *Act 296, effective June 30.*

HB 646, S. Jones: Relative to Municipal Employees Retirement System, requires any employer who exits the system to pay its portion of the liabilities. *Act 68, effective July 1.*

HB 655, B. Badon: Provides for an initial benefit option on a re-employed retiree's additional retirement benefit in the Municipal Police Employees Retirement System. *Act 300, effective July 1.*

BUILDING CODES/PUBLIC SAFETY/ACCESSIBILITY

HB 228, St. Germain: Provides for changes to the powers and duties of the state fire marshal. *Act 130, effective August 15.*

HB 276, Fannin: Provides for changes to the state uniform construction code, to clarify that a non-profit entity shall not charge more than the maximum fees established by the local governing body for issuance of permits. Also, allows the Louisiana State Uniform Construction Code Council to determine whether or not to adopt the 2009 edition of the International Residential Code wind speed maps. *Act 501, effective August 15.*

HB 351, Richardson: Provides that provisional certificates of registration for building code enforcement officers shall be valid for the time period promulgated by the Louisiana State Uniform Construction Code Council. Such certificates may be issued, without certification by a recognized code organization or testing agency, to building code enforcement officers employed in the field for at least 10 years on January 1, 2007, and only for the position and locality held at the time of registration. Requires continuing education compliance. *Act 325, effective August 15.*

HB 372, Monica: Requires a 10-year lithium battery smoke detector in certain residential dwellings. *Act 163, effective August 15.*

HB 441, Ponti: Provides relative to the installation of modular housing. *Act 327, effective July 6.*

HB 644, Talbot: Provides relative to enforcement of local building and property ordinances by adding to tax rolls. *Act 515, effective July*

10.

HB 827, Simon: Makes revisions to the Election Code for voters with special needs. *Act 436, effective January 1, 2010.*

CIVIL SERVICE SYSTEMS

HB 367, Dove: Relates to the position of police chief in the City of Houma. *Act 416, effective July 7.*

HB 402, T. Burns: Relates to the position of police chief in the cities of Mandeville and Houma. *Act 418, effective July 7.*

HB 481, St. Germain: Provides relative to the investigation of a fire employee and establishes minimum standards for such investigations. *Act 328, effective August 15.*

LAW ENFORCEMENT/CRIME/COURTS

HB 70, Hardy: Provides for \$1.00 in court costs to be used to support the witness protection program. *Act 267, effective August 15.*

HB 155, Hardy: Amends the definition of negligent injuring and negligent homicide to include attacks by dogs and other animals. *Act 199, effective August 15.*

HB 626, Downs: Requires certain law enforcement agencies to give up certain speeding fines and penalties. Funds collected for citations issued for exceeding the posted speed limit by less than 10 miles per hour on Interstate Highways will be forwarded to the state treasurer for the use of the Louisiana Highway Safety Commission. Home rule charter municipalities located along Interstate Highways are not impacted. *Act 188, effective August 15.*

HB 864, Richmond: Provides for the assessment and allocation of certain fees in criminal court cases in all courts, including mayor's courts and magistrate courts, for law enforcement training. *Act 440, effective August 15.*

ENVIRONMENTAL PROTECTION/HAZARD MITIGATION

HB 718, H. Burns: Authorizes local governing authorities to adopt ordinances pertaining to the blocking of drainage systems under certain circumstances. *Act 336, effective August 15.*

SB 140, Riser: Relates to the careless handling of hazardous materials and the reimbursement of certain emergency response costs. *Act 235, effective August 15.*

PUBLIC BIDS AND CONTRACTS

HB 353, Monica: Increases the contract limit from \$100,000 to \$150,000 for public works projects undertaken by employees of public entities. *Act 161, effective August 15.*

HB 354, G. Jackson: Extends the length of time relative to the utilization of design-build contracts. *Act 184, effective June 29.*

HB 597, Little: Allows the Department of Transportation and Development to notify the bidder of addenda by electronic transmission of notice (i.e. to the bidder's email address). *Act 41, effective June 15.*

HB 601, Aubert: Provides relative to contract documents of Department of Transportation and Development executed with electronic signatures. *Act 42, effective January 1, 2010.*

HB 719, Chaney: Provides with respect to multi-year contracts, increasing maximum length of such contracts from three to five years for professional, personal, consulting, or social services. *Act 432, effective July 1.*

HB 801, Simon: Provides with respect to restriction on bids or proposals for public contracts by certain contractors participating in the development of the bid specifications or request for proposals. *Act 433, effective August 15.*

HB 823, Danahay: Exempts special service districts created by a parish with a police jury form of government from the requirements relating to the receipt of bids via high-speed Internet access. *Act 227, effective August 15.*

SB 84, Adley: Increases the maximum amount of materials and supplies that can be purchased without the need for public bids from \$20,000 to \$30,000. Also increases the upper limit that requires telephone or FAX quotations from between \$10,000 and \$20,000 to \$10,000 and \$30,000. *Act 392, effective August 15.*

SB 134, Murray: Requires bid form to include evidence of compliance with agency's disadvantaged business enterprise program. *Act 174, effective June 29.*

SB 351, McPherson: Relates to the Department of Transportation and Development's authority to execute design-build contracts. *Act 262, effective July 1.*

OPEN MEETINGS/PUBLIC RECORDS

HB 866, Connick: Relates to judicial advertisements and legal notices in weekly publications in Jefferson Parish. *Act 312, effective August 15.*

OTHER MUNICIPALLY-RELATED LEGISLATION

HB 88, McVea: Allows part-time elected officials of municipalities and parishes to serve in the employment of the United States while holding local elective offices. *Act 178, effective August 15.*

HB 203, Kleckley: Revises the provisions for the commissioning of Peace Officers Standards and Training-certified animal control officers in parishes with a population of 50,000 or more. *Act 21, effective August 15.*

HB 400, Williams: Requires public schools to provide at least 30 minutes of physical activity each school day for students in seventh and eighth grades, requires schools to provide a morning and afternoon recess each day and requires instruction in physical education as a prerequisite to public high school graduation. Legislation endorsed by LMA affiliate organization Louisiana Recreation and Park Association. *Act 286, effective July 1.*

HB 518, A. Badon: Provides, for purposes of the Parish Transportation Fund distribution formula, for definitions of operating expenses, operating revenues or income, and number of passengers relative to mass transit systems and reporting of the data to the Department of Transportation and Development. Exempts transit systems with fewer buses from the National Transit Database reporting requirements. *Act 212, effective July 1.*

HB 593, Billiott: Authorizes municipalities and other public subdivisions to invest available monies in certain types of investment vehicles, including debt instruments issued by the state or its political subdivisions. *Act 424, effective August 15.*

HB 622, Willmott: Provides for the type of notice required before a municipality or parish condemns and demolishes dangerous structures. *Act 334, effective August 15.*

SB 136, Jackson: Provides for restaurant "R" permits, applications, and fees. *Act 233, effective August 15.*

SB 224, N. Gautreaux: Authorizes creation of sustainable energy financing districts by local governmental subdivisions and provides for issuance of bonds and property assessment programs for solar and energy efficiency projects. *Act 348, effective August 15.*

SB 262, Martiny: Relates to commissioners of local housing authorities. *Act 407, effective August 15.*

SB 273, Martiny: Adds restrictions for new truck stop facilities with respect to video gaming devices. *Act 248, effective June 1.*

SB 284, Hebert: Provides for municipal and parish licenses for wholesalers of beverages of high alcoholic content. *Act 355, effective August 15.*

TAXATION

HB 83, T. Burns: Mandates certain public-notice requirements for consideration of ad valorem tax millage changes. Requires public notice published on two separate days, occurring no less than 30 days before the public hearing date, in the official journal and in another newspaper with a larger circulation within the taxing authority than the official journal of the taxing authority, if there is one. Also, same public notice is to be posted on the taxing authority's website and remain posted until the taxing authority has taken action to approve, reject, or abandon action on the proposed millage increase. *Act 498, effective August 15.*

HB 143, Talbot: Changes the inspection period for tax assessment lists in Jefferson Parish. *Act 323, effective July 6.*

HB 261, Connick: Provides relative to the homestead exemption from seizure and sale. *Act 201, effective June 30.*

HB 446, Henry: Authorizes an attorney or law agency to aid and represent the tax collector of each parish in the collection of all ad valorem taxes, interest, penalties, and costs, and allows a bidder to bid down the five-percent penalty provided by the Louisiana Constitution and remove the authority of the tax collector to sell undivided interests in the tax sale property and determine the least quantity that can be sold by undivided interests. *Act 507, effective August 15.*

HB 563, Burrell: Provides relative to ad valorem taxes. *Act 511, effective August 15.*

HB 858, Ponti: Expands eligibility for the wind and solar energy system tax credit to taxpayers who purchase and install such systems in residential properties. *Act 467, effective July 8.*

HB 902, Arnold: Statutory companion of HB 903 listed under "Constitutional Amendments" above, limits the power of tax authorities with governing authorities which are not elected to increase millage rates without voter approval. *Act 528, effective August 15.*

SB 149, Morrell: Authorizes political subdivisions to adopt ordinances to impose a fee to prepare redemption certificates for the redemption of tax sale or adjudicated property. The actual cost of preparing and filing redemption certificates is not to exceed \$200. *Act 484, effective August 15.*

SB 268, Donahue: Establishes an alternative remedy for taxpayers who have received a final notice of assessment of sales and use tax from any tax collector or tax authority. *Act 493, effective July 10.*

TAX EXEMPTIONS, EXCLUSIONS, CREDITS, DEDUCTIONS

HB 5, Guinn: Provides for sales and use tax exemptions for crawfish bait and feed. *Act 455, effective July 1.*

HB 9, Baldone: Provides for lodging provided by homeless shelters to be excluded from definition of "hotel" for purposes of sales and use taxes. *Act 456, effective July 1.*

HB 128, Henry: Authorizes an annual "sales tax holiday" for the purchase of firearms during Second Amendment Weekend (Second Amendment Recognition Act). ***Vetoed*** by the governor.

HB 189, Greene: Provides relative to the state sales and use tax exemption on the sale of meals by educational institutions and other organizations. *Act 473, effective July 9.*

HB 251, Greene: Clarifies references to manufactured, mobile, modular, and factory-built homes for purposes of the tax exemption on the sale of such property. *Act 500, effective July 10.*

HB 307, Greene: Relative to the sales and use tax exemption on food purchased for home consumption. *Act 458, effective July 8.*

HB 320, Gallot: Authorizes an exemption from state and local taxes for certain machinery and equipment used by glass container manufacturers with a NAICS code of 32723. *Act 459, effective July 1.*

HB 473, Little: Authorizes a state sales and use tax exemption for certain commercial farm irrigation equipment. *Act 461, effective July 8.*

HB 734, Carter: Authorizes a state and local sales and use tax exemption for purchases made by qualifying radiation therapy treatment centers (and provides for a local option). *Act 462, effective July 1.*

HB 756, Montoucet: Provides for the application of the sales and use tax exemption and exclusion for the purchase of farm equipment. *Act 464, effective July 1.*

HB 818, Ellington: Phases in an exclusion from state sales and use taxes for certain tangible property related to the manufacturing process. *Act 466, effective August 15.*

SB 9, Long: Grants a sales tax exemption from all of the state sales tax and all of the local sales tax for new boats, vessels, or other water craft used as demonstrators. Provides a state and local sales and use tax exemption for railroad ties purchased in or imported into the state and installed out of the state. Excludes component parts of immovable property from the definition of "tangible personal property" for purposes of the state and local sales and use tax. *Act 442, effective July 1.*

SB 10, Dupre: Grants a state and local sales and use tax exclusion for carbon dioxide used in a "qualified tertiary recovery project" which has a severance tax exemption until the project reaches "payout." *Act 450, effective July 1.*

SB 33, Chaisson: Clarifies sales tax exemption for utilities businesses and also exempts sales of tangible personal property on installations or other property owned or operated by the Military Department from state and local sales and use tax. *Act 443, effective July 1.*

SB 52, Marionneaux: Establishes the Annual Second Amendment Weekend Holiday to exempt from state and local tax consumer purchases of firearms, ammunition, and hunting supplies from the first consecutive Friday through Sunday of September each year. *Act 453, effective July 9.*

SB 338, G. Evans: Exempts from state and local sales tax the sale of construction materials to certain organizations intended for use in constructing new residential dwellings in the state. **Vetoed** by the governor.

RESOLUTIONS

These legislative resolutions have been filed with the Secretary of State.

HCR 112, Downs: Requests city, parish, and other local public school boards to convene meetings with law enforcement authorities and local officials regarding school attendance and discipline. *Enrolled.*

HCR 153, Downs: Creates the Blue Ribbon Transportation Advisory Committee to study and make recommendations regarding alternative funding sources for transportation construction projects in the state. *Enrolled.*

HCR 147, Simon: Directs local governing authorities and emergency service providers to cease the practice of imposing accident response fees, and states the legislative intent that the shifting of the cost of emergency service to those who use the service undermines the entire scheme established in state law for funding these critical areas of government responsibility. Precludes the following from its application: (1) charging a user of emergency services for medical care, including medical transportation, that would ordinarily be the patient's responsibility, and (2) charging a user of emergency services for such services if his actions created an unusual or extraordinary expense on the part of the responder. *Enrolled.*

HCR 207, G. Jackson: Urges and requests parish and municipal governing authorities to educate citizens of the potential dangers of contaminated residential and commercial waste containers and urging the routine use of automated cleaning systems to maintain federal Clean Water Act compliance. *Enrolled.*

HCR 218, Richard: Requests the Louisiana State Law Institute to study and propose a revised codification of Title 33 of the Revised Statutes of 1950 pertaining to municipalities and parishes and includes LMA representation as part of this process. *Enrolled.*

HCSR 8, Downs: Requests the House Ways and Means Committee and the Senate Revenue and Fiscal Affairs Committee to study the practicality and feasibility of requiring a retailer to collect sales and use taxes based on the domicile of the purchaser.

HCSR 12, Carter: Calls for review of Louisiana's system of state and local taxation to address the goals of tax simplification, equity, and reduction. *Enrolled.*

HR 34, Hill: Requests a study of the challenges facing rural fire departments and the resources available for combating and protecting against fires.

HR 111, Montoucet: Requests the House Municipal, Parochial, and Cultural Affairs Committee to study and make recommendations on the constitutional and statutory restrictions on political activities of employees of the municipal fire and police civil service in certain municipalities, parishes, and fire protection districts.

SCR 110, McPherson: Creates the Complete Streets Work Group in the Department of Transportation and Development, and includes LMA representation therein, to promote the practice of designing and constructive streets to meet the needs of the walking and bicycling public.

READ AND RESEARCH LEGISLATIVE ACTS ONLINE ... You can read and print out the text of all legislative acts and any legislation online at the Louisiana Legislature's website, www.legis.state.la.us. Please contact any member of the LMA legislative team for assistance.

USE THE POWER OF MEMBERSHIP TO INFLUENCE THE LEGISLATIVE PROCESS!

To Contact Your Legislators! Senators – (225) 342-2040, Representatives – (225) 342-6945. You can email them and get legislative information via Legislature's web site, www.legis.state.la.us or call them at their district office. ***In the interim, it's best to contact your legislators at their district offices. Please make every effort to maintain regular and frequent contacts with your legislators.***

Legislative Information: Go to LMA's website, www.lma.org, or the Legislature's web portal, www.legis.state.la.us.

LEGISLATIVE REPORT

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