

STATE OF LOUISIANA
BOARD OF COMMERCE & INDUSTRY
NOTICE & AGENDA

LASALLE BUILDING
617 North 3rd Street, LaBelle Room, Baton Rouge, LA
Wednesday, August 28, 2024
9:30 a.m.

AGENDA

- 1. Call to Order – Jerald Jones, Chairman**
- 2. Roll Call – Deborah Simmons**
- 3. Approval of Minutes from June 26, 2024 meeting**
- 4. Quality Jobs Program – Michaela Adegbe**
 - 1 NEW Application**
 - \$287,687,501 in investments
 - 9 new permanent jobs
 - 200 construction jobs
 - 1 Renewal Application**
- 5. Restoration Tax Abatement Program – Travis Rosenberg**
 - 2 NEW Applications**
 - \$25,559,244 in investments
 - 28 new permanent jobs
 - 175 construction jobs
- 6. Enterprise Zone Program – Joyce Metoyer**
 - 14 NEW Applications**
 - \$115,411,774 in investments
 - 186 new permanent jobs
 - 447 construction jobs
 - 5 Contract Terminations**
- 7. Motion to Amend a Previously Adopted Motion**
- 8. Industrial Tax Exemption – Kristin Johnson/Hud Usie**
 - 13 NEW Post-EO (2018 Rules) Applications**
 - \$190,738,317 in investments
 - 282 new permanent jobs
 - 424 construction jobs
 - 2 NEW Post-EO (2024 Emergency Rules) Application**
 - \$300,063,512 in investments

- 4 Pre-EO Renewals
- 3 Post-EO (2018 Rules) Renewals
- 1 Post-EO (2018 Rules) Late Renewal
- 1 Contract Transfer
- 15 Contract Cancellations
- 8 Special Requests
- Post-EO (2018 Rules) Non-Compliance

- 9. Other Business-
ITEP Rules - Status Update & Motion Authorizing the BCI Rules Committee to:
Renew the ITEP Emergency Rule and Authorize Publication of a Notice of Intent

- 10. Secretary Remarks – Secretary Susan Bourgeois

- 11. Adjourn

REQUEST(S) FOR DETAILED BOARD PACKET

To readily access the detailed board packet, please click LEDBoardPacketRequest@la.gov.

In the email, please state which board packet is being requested, i.e., LEDC or Commerce & Industry. Upon submission of the request through this email, within twenty-four hours, or on the next business day, you will receive an email response containing the board packet link.

STATE OF LOUISIANA
Commerce and Industry Board
Wednesday, August 28, 2024
Quality Jobs Applications
Board Meeting - Application Summary

APPLICATION NUMBER	COMPANY	PARISH	ESTIMATED						
			INVESTMENT	SALES AND USE TAX OR PROJECT FACILITY EXPENSE REBATE	TEN YEAR PAYROLL REBATE	TEN YEAR NEW		CONSTRUCTION	
						JOBS	SALARIES	JOBS	SALARIES
20220115-QJ	Magnolia Power Management Company LLC	Iberville	\$287,687,501	\$4,315,313	\$354,354	9	\$5,905,896	200	\$9,000,000
TOTALS		1	\$287,687,501	\$4,315,313	\$354,354	9	\$5,905,896	200	\$9,000,000

STATE OF LOUISIANA
Commerce and Industry Board
Wednesday, August 28, 2024
Quality Jobs Renewals
Board Meeting - Renewal Summary

APPLICATION NUMBER	COMPANY	PARISH
20190337-QJ	ControlWorx, LLC	Ascension
TOTALS		1

STATE OF LOUISIANA
Board of Commerce and Industry
Wednesday, August 28, 2024
RESTORATION TAX ABATEMENT PROGRAM

NEW APPLICATIONS SUMMARY

APPLICATION NUMBER	COMPANY	PARISH	ESTIMATED					
			INVESTMENT	FIRST YEAR TAX EXEMPTION	NEW PERMANENT		CONSTRUCTION	
					JOBS	SALARIES	JOBS	SALARIES
20220320-RTA	Echo Development South Grand	Ouachita	\$6,000,000	\$94,995	25	\$1,250,000	25	\$650,000
20230382-RTA	Fairmont Housing Associates Limited Partnership	Caddo	\$19,559,244	\$467,662	3	\$168,000	150	\$6,000,000
TOTALS		2	\$25,559,244	\$562,657	28	\$ 1,418,000	175	\$6,650,000

STATE OF LOUISIANA
Commerce and Industry Board
Wednesday, August 28, 2024
Enterprise Zone Applications
Board Meeting - Application Summary

Application Number	Company	Parish	Estimated							Construction	
			Investment	State	Local	ITC	New Jobs	5 Yr. Salaries	Jobs	Salaries	
20151239-EZ	Excel Fabrication & Construction, Inc.	Ascension	\$420,280	\$0	\$0	\$6,300	42	\$9,900,000	0	\$0	
20210036-EZ	Family Grocers, LLC†	Ascension	\$8,650,000	\$0	\$0	\$129,750	5	\$1,095,000	119	\$2,781,530	
20210422-EZ	Laitram Machine Shop, LLC	Jefferson	\$1,165,000	\$4,812	\$481	\$0	8	\$1,080,000	0	\$0	
20190358-EZ	OFCH, LLC	Lafayette	\$11,139,283	\$0	\$0	\$167,089	2	\$500,000	0	\$0	
20190300-EZ	Ochsner Clinic Foundation	St. Martin	\$3,565,207	\$158,651	\$0	\$53,478	7	\$1,700,000	0	\$0	
20190452-EZ	Ochsner Clinic Foundation	East Baton Rouge	\$3,225,862	\$0	\$0	\$48,388	5	\$2,300,000	5	\$225,000	
20200297-EZ	Ochsner Clinic Foundation	East Baton Rouge	\$0	\$0	\$0	\$0	5	\$1,540,000	10	\$450,000	
20210042-EZ	Ochsner Clinic Foundation	Orleans	\$38,006,550	\$0	\$0	\$570,098	15	\$5,625,000	161	\$8,553,125	
20210045-EZ	Ochsner Clinic Foundation	East Baton Rouge	\$8,545,315	\$0	\$0	\$128,180	23	\$6,370,000	0	\$0	
20210046-EZ	Ochsner Clinic Foundation	East Baton Rouge	\$984,865	\$0	\$0	\$14,773	5	\$1,000,000	0	\$0	
20210319-EZ	Ochsner Clinic Foundation	Jefferson	\$11,349,872	\$0	\$0	\$170,248	9	\$2,516,000	0	\$0	
20220147-EZ	PMG OPCO - Broussard, LLC	Lafayette	\$200,000	\$0	\$0	\$3,500	20	\$2,250,000	0	\$0	
20220148-EZ	PMG OPCO - Jennings, LLC	Jefferson Davis	\$200,000	\$0	\$0	\$3,500	20	\$2,250,000	0	\$0	
20200096-EZ	Performance Food Group, Inc.	Lafourche	\$27,959,540	\$430,403	\$188,604	\$0	20	\$2,570,880	152	\$6,910,930	
Total		14	\$115,411,774	\$593,866	\$189,085	\$1,295,304	186	\$40,696,880	447	\$18,920,585	

† Act 28: (Advances filed on or after 7-1-2020 through 12-31-2021) with NAICS codes 44, 45, 721, 722 with no more than fifty employees nationwide including affiliates are eligible to participate in the EZ Program.

Enterprise Zone Program

C & I Board Meeting

August 28, 2024

Special Request Summary

Contract Termination Request

In accordance with Section §717.D of the Enterprise Zone Program rules, a business may submit a request to terminate their Enterprise Zone contract if: 1. the contract has been in effect for at least 30 months; 2. the business has met all of the requirements of the program, which includes timely filing of all program forms, documents, and appropriate fees. **AUTHORITY NOTE:** Promulgated in accordance with R.S. 51:1786(5). **HISTORICAL NOTE:** Promulgated by the Department of Economic Development, Office of Business Development, LR 29:2301 (November 2003), amended LR 37:2373 (August 2011).

The following contracts were previously approved by the Board of Commerce & Industry, and the contract holders listed below have submitted a request to terminate their Enterprise Zone contract. The Contractee understands Board decision is final and contract cannot be reinstated or reactivated.

Project No.	Company Name	Parish	Existing Contract Period	Requested Termination Date	Reason for Termination
20180046-EZ	Hunt Forest Products, LLC	La Salle	05/15/2020-05/14/2025	05/14/2023	Program requirements have been met, no additional jobs are anticipated
20180227-EZ	Lafayette General Health System Inc.	Vermilion	6/01/2018-12/01/2020	12/01/2020	Program requirements have been met, no additional jobs are anticipated
20180491-EZ	Performance Contractors, Inc.	West Baton Rouge	08/13/2020-08/12/2025	02/13/2023	Program requirements have been met, no additional jobs are anticipated
20180165-EZ	Performance Contractors, Inc.	East Baton Rouge	06/13/2020-06/12/2025	12/13/2022	Program requirements have been met, no additional jobs are anticipated
20200225-EZ	Restic Construction, LLC	West Baton Rouge	07/18/2020-07/17/2025	01/17/2023	Program requirements have been met, no additional jobs are anticipated

MOTION TO AMEND and RESTATE THE BOARD OF COMMERCE AND INDUSTRY'S APRIL 28, 2021 MOTION

Upon consideration that an ITEP participant company's circumstances may change in ways unforeseen at the time of entering into Exhibit A's with LED, and in consultation with LED ITEP administrators and supervisors as well as the Secretary of LED, I make the following motion with regard to the Board's consideration of amendments to Exhibit A's requested by participant companies:

1. Prior to consideration by this Board of whether to approve an ITEP participant's amendment to an Exhibit A previously approved by the Board and participating local governmental entities, the ITEP participant shall first obtain approval by resolution from all of the participating local governmental entities (or letter by participating sheriffs) for any changes that would affect the following terms and conditions of the Exhibit A required by ITEP Rule s. 503(E) ("jobs, payroll or compliance term(s) or condition(s)"):

a. either the number of jobs and payroll to be created at the project site or the number of jobs and payroll to be retained at the project site where applicable (s. 503(E)(1)); and

b. the provision addressing the penalty for failure to create the requisite number of jobs and/or payroll at the manufacturing establishment (s. 503(E)(6)).

2. Amendments to jobs, payroll, or compliance terms or conditions will be prospective and applicable no earlier than the Project Year in which the company secures the necessary approvals from the Local Governing Authorities with Board approval of the amendment.

3. For consistency of annual compliance determinations, in the event that any approval by a participating local governmental entity of an amendment to a jobs, payroll or compliance term or condition to an Exhibit A is different from an approval by another participating local governmental entity, then the most demanding term or condition approved by a participating local governmental entity will be the term or condition considered by the Board for final approval. For example, if a

participating sheriff approves an amendment requiring 5 jobs and \$250,000 in payroll but the policy jury approves an amendment requiring 10 jobs and \$500,000 in payroll, then the Board will consider an amendment to require 10 Jobs and \$500,000 in payroll.

4. Amendments to Exhibit A's with regard to the following terms and conditions in Exhibit A's that are also required by ITEP Rule ss. 502 and 503(E) will not be considered by the Board:

a. changes to the definition of Jobs in the Exhibit A that are inconsistent with the definition of Job in ITEP Rule s. 502;

b. that the initial exemption contract shall be for a term of no more than five years and may provide for an ad valorem exemption of 80 percent, except that the initial exemption contract for mega projects shall be for a term of no more than five years and may provide for an ad valorem exemption of up to 93 percent (s. 503(E)(2));

c. that the applicant can apply for a renewal exemption contract, the consideration of which will be based upon the applicant's performance during the initial term of the contract and that the renewal exemption contract shall be for a term of no more than five years and may provide for an ad valorem exemption of 80 percent, except that the renewal exemption contract for mega projects shall be for a term of no more than five years and may provide for an ad valorem exemption of up to 93 percent (s. 503(E)(3));

d. that the department, on behalf of the board, will notify the local governmental entities and the assessor when jobs and/or payroll requirements are not met in accordance with the exhibit A (s. 503(E)(4));

5. Any request by an ITEP participant for a substantive amendment to Exhibit A with regard to a term or condition not required by ITEP Rule s. 503(E) will be presented to the Board for consideration and the Board reserves the right to present those amendments to the participating local governmental entities for approval by all participating local governmental entities, without condition, and otherwise in accordance with current ITEP Rule 503(H).

6. Requests for the Board to consider amendments to Exhibit A's will be made by special request to the ITEP Administrators.

7. All as specifically set forth herein, I hereby enter this motion into the record and move that this motion be adopted by the Board for all ITEP projects subject to the rules promulgated by the Board in 2017 and 2018, as applicable.

STATE OF LOUISIANA
Commerce and Industry Board

Wednesday, August 28, 2024

Industrial Tax Exemption (Post-EO 2018 Rules) Applications

Board Meeting - Post-EO 2018 Rules Application Summary

APPLICATION NUMBER	COMPANY	PARISH	INVESTMENT	AD VALOREM (80% TAX RELIEF)	AD VALOREM (20% TAXES COLLECTED)	NEW PERMANENT		CONSTRUCTION		NAICS	LATE
				FIRST YEAR OF EXEMPTION (ESTIMATE)	FIRST YEAR OF EXEMPTION (ESTIMATE)	JOBS	SALARIES	JOBS	SALARIES		
20210492-ITE	Coastal Chemical Co., LLC	Vermilion	\$12,411,219	\$137,541	\$34,385	7	\$515,000	16	\$665,906	325998	
20230152-ITE	Coca-Cola Bottling Company United Gulf Coast, LLC	Jefferson	\$2,655,493	\$41,920	\$10,480	2	\$100,000	16	\$661,689	312111	
20220110-A-ITE	Georgia-Pacific Port Hudson LLC	East Baton Rouge	\$53,397,550	\$766,682	\$191,671	0	\$0	12	\$720,000	322120	
20220543-ITE	K&B Machine Works, LLC	Terrebonne	\$2,382,338	\$25,458	\$6,365	5	\$325,000	0	\$0	332721	
20220453-A-ITE	Lotte Chemical Louisiana LLC	Calcasieu	\$847,720	\$11,576	\$2,894	1	\$60,000	5	\$500,000	325199	
20220484-ITE	Prolec GE USA LLC	Caddo	\$27,988,809	\$535,034	\$133,759	142	\$8,685,000	40	\$1,000,000	335311	
20230309-ITE	Steel Forgings, Inc.	Caddo	\$836,385	\$15,997	\$3,999	0	\$0	0	\$0	332996	
20220493-ITE	Stuller, Inc.	Lafayette	\$4,557,315	\$57,203	\$14,301	5	\$156,000	0	\$0	339910	
20210465-ITE	Supreme Rice, LLC	Acadia	\$22,610,080	\$317,988	\$79,497	10	\$300,000	25	\$2,400,000	311212	**
20210531-ITE	Supreme Rice, LLC	Acadia	\$7,342,325	\$76,830	\$19,208	10	\$300,000	10	\$630,000	311212	**
20220075-ITE	The Procter & Gamble Manufacturing Company	Rapides	\$4,203,971	\$68,609	\$17,152	28	\$1,568,000	100	\$8,800,000	325611	
20200407-ITE	Westfield Fluid Controls, Inc.	Lafayette	\$7,317,110	\$91,844	\$22,961	67	\$3,300,000	0	\$0	332912	**
20190290-C-ITE	Westlake Vinyls Company, LP	Ascension	\$44,188,002	\$541,710	\$135,428	5	\$300,000	200	\$8,000,000	325211	
TOTALS		13	\$190,738,317	\$2,688,392	\$672,098	282	\$15,609,000	424	\$23,377,595		

* New/retained jobs associated with multiple applications/projects at the same site

**** §503. Advance Notification; Application**

C. An application for tax exemption may be filed with the department on the prescribed form, subject to the following conditions:

6. If the application is submitted after the filing deadline, the term of exemption available under an initial contract and renewal thereof shall be reduced by one year for each year or portion thereof that the application is late, up to a maximum reduction up to the maximum remaining term. The board may impose any other penalty for late filing that it deems appropriate.

STATE OF LOUISIANA
Commerce and Industry Board

Wednesday, August 28, 2024

Industrial Tax Exemption (Post-EO 2024 Emergency Rules) Applications

Board Meeting - Post-EO 2024 Emergency Rules Application Summary

APPLICATION NUMBER	COMPANY	PARISH	INVESTMENT	AD VALOREM (80% TAX RELIEF) FIRST YEAR OF EXEMPTION (ESTIMATE)	AD VALOREM (20% TAXES COLLECTED) FIRST YEAR OF EXEMPTION (ESTIMATE)	NAICS
20240218-ITE	Inferno Manufacturing Corp.	Caddo	\$63,512	\$1,518	\$380	334513
20240293-ITE	St. Bernard Renewables, LLC	St. Bernard	\$300,000,000	\$6,889,500	\$1,722,375	324110
TOTALS		2	\$300,063,512	\$6,891,018	\$1,722,755	

STATE OF LOUISIANA
Commerce and Industry Board
Wednesday, August 28, 2024
Industrial Tax Exemption (Pre-EO) Renewals
Board Meeting - Pre-EO Renewal Summary

APPLICATION NUMBER	COMPANY	PARISH	INVESTMENT	AD VALOREM (TAX RELIEF) FIRST YEAR OF RENEWAL WITH DEPRECIATION (ESTIMATE)	NUMBER OF FULL TIME EMPLOYEES (AS REPORTED BY COMPANY)		NAICS
					FIRST YEAR OF EXEMPTION	CURRENT	
20160706-ITE	Cleco Power LLC	St. Mary	\$139,759,641	\$1,679,579	0	7	221122
20161510-A-ITE	Epic Piping, LLC	Livingston	\$1,963,869	\$20,401	371	502	331210
20141578-A-ITE	Shell Chemical Company, LP	St. Charles	\$3,726,819	\$47,542	240	236	325100
20161514-ITE	UTLX Manufacturing LLC	Rapides	\$819,050	\$11,657	368	400	336510
TOTALS		4	\$146,269,379	\$1,759,179	979	1,145	

***New jobs associated with multiple applications/projects at the same site**

****§505. Miscellaneous Capital Additions**

A. Miscellaneous capital additions (MCA) is an accumulation of capital assets placed in service during the previous ad valorem tax year.

An MCA must be part of a project that is completed within an 18 month period, and may not exceed \$5,000,000.

STATE OF LOUISIANA
Commerce and Industry Board
Wednesday, August 28, 2024
Industrial Tax Exemption Renewals (Post-EO 2018 Rules)
Board Meeting - Post-EO Renewal Summary

APPLICATION NUMBER	COMPANY	PARISH	INVESTMENT	AD VALOREM (TAX RELIEF) FIRST YEAR OF RENEWAL WITH DEPRECIATION (ESTIMATE)	NUMBER OF FULL TIME EMPLOYEES (AS REPORTED BY COMPANY)		Annual Compliance (Summary of Initial Term)				NAICS
					FIRST YEAR OF EXEMPTION	CURRENT	Reporting Year 1	Reporting Year 2	Reporting Year 3	Reporting Year 4	
20170616-ITE	Alliance Compressors, LLC	Natchitoches	\$14,524,474	\$121,127	477	582	NCL	CP	CP	CP	333415
20180403-ITE	Indorama Ventures Olefins LLC	Calcasieu	\$145,179,118	\$1,232,980	107	112 *	NC	NC	N/A	N/A	325110
20180403-A-ITE	Indorama Ventures Olefins LLC	Calcasieu	\$29,191,628	\$247,382	0	0 *	CP	NC	NC	N/A	325110
TOTALS		3	\$188,895,220	\$1,601,489	584	694					

Annual Compliance Summary Key	
CP (Compliant)	Company was compliant with all job/payroll requirements for the reporting year
NC (Non-Compliant)	Company was non-compliant with job and/or payroll requirements for the reporting year
NCL (Non-Compliant - Late Filing Only)	Company was compliant with all job/payroll requirements for the reporting year; however, non-compliant due to filing late
N/A (Not Applicable)	Company was not required to submit compliance for this reporting year

*New jobs associated with multiple applications/projects at the same site

§529. Renewal of Tax Exemption Contract

C. The board shall have the option of submitting a board approved renewal application to the local governmental entities for approval in accordance with the procedures for approval of the initial exemption contract.

D. The term of the renewal contract shall be reduced by one year for each calendar month, or portion thereof, that the renewal application is filed late. The board may impose any other penalty for late renewal submission that it deems appropriate.

STATE OF LOUISIANA
Commerce and Industry Board

Wednesday, August 28, 2024

Industrial Tax Exemption (Post-EO 2018 Rules) Late Renewal Applications

Board Meeting - Post-EO 2018 Rules Late Renewal Summary

The term of the renewal contract shall be reduced by one year for each calendar month, or portion thereof, that the renewal application is filed late. The board may impose any other penalty for late renewal submission that it deems appropriate.

Options of the Board:

- Approve with a penalty
- Deny the request for renewal

The following contracts have filed for renewal after the original contract expiration date:

APPLICATION NUMBER	COMPANY	PARISH	INVESTMENT	AD VALOREM (TAX RELIEF) FIRST YEAR OF RENEWAL WITH DEPRECIATION (ESTIMATE)	NUMBER OF FULL TIME EMPLOYEES (AS REPORTED BY COMPANY)		Annual Compliance (Summary of Initial Term)				NAICS	INITIAL CONTRACT EXPIRATION DATE	LATE RENEWAL REQUEST DATE
					FIRST YEAR OF EXEMPTION	CURRENT	Reporting Year 1	Reporting Year 2	Reporting Year 3	Reporting Year 4			
20180110-ITE	Service Machine & Supply, Inc	Lafayette	\$179,933	\$1,388	36	38	CP	NC	NC	NCL	332710	12/31/2023	7/2/2024
TOTALS		1	\$179,933	\$1,388	36	38							

Annual Compliance Summary Key	
CP (Compliant)	Company was compliant with all job/payroll requirements for the reporting year
NC (Non-Compliant)	Company was non-compliant with job and/or payroll requirements for the reporting year
NCL (Non-Compliant - Late Filing Only)	Company was compliant with all job/payroll requirements for the reporting year; however, non-compliant due to filing late
N/A (Not Applicable)	Company was not required to submit compliance for this reporting year

*New jobs associated with multiple applications/projects at the same site

§529. Renewal of Tax Exemption Contract

C. The board shall have the option of submitting a board approved renewal application to the local governmental entities for approval in accordance with the procedures for approval of the initial exemption contract.

D. The term of the renewal contract shall be reduced by one year for each calendar month, or portion thereof, that the renewal application is filed late. The board may impose any other penalty for late renewal submission that it deems appropriate.

TRANSFER OF TAX EXEMPTION CONTRACT

The following companies request a TRANSFER OF TAX EXEMPTION CONTRACT on the referenced active contracts:

FORMER OWNER	NEW OWNER	PARISH
UBE America Inc. Contract(s): 20230256	UBE C1 Chemicals America, Inc.	Jefferson

CANCELLATION OF CONTRACT

Staff requests cancellation of the following contracts:

COMPANY NAME AND CONTRACT NUMBER(S)		PARISH
Bio-Lab, Inc. Contract(s): 20150503 and 20160771	Company requests cancellation	Calcasieu
Cleco Power LLC Contract(s): 20150670, 20161020, and 20161033	Company requests cancellation.	St. Mary
Lamb Weston Inc. Contract(s): 20200134	Company requests cancellation.	Richland
Mosaic Fertilizer, LLC Contract(s): 20150284, 20150285, 20150286, 20150296, 20150297, 20150299 and 20150300	Company requests cancellation.	St. James
Veracity Machine, L.L.C. Contract(s): 20150734 and 20161117	Company requests cancellation.	Terrebonne

§517. Ineligible Property

B. If the establishment or addition is on the taxable rolls and property taxes have not been paid, the establishment or addition is not eligible for the exemption unless the assessor and local governmental entity agree in writing to remove the establishment or addition from the taxable rolls should the tax exemption be granted.

SPECIAL REQUESTS

- **Bagwell Energy Services, Inc. (Contracts #20180323-ITE, #20180323-A-ITE, #20180323-B-ITE, and #20180323-C-ITE):**

Bagwell Energy Services, Inc. is requesting to amend their existing Exhibit A agreement for Contracts #20180323-ITE, #20180323-A-ITE, #20180323-B-ITE, and #20180323-C-ITE to lower the required number of new direct jobs from 150 to 35 and new direct payroll from \$10,500,000.00 to \$2,000,000.00.

From the Company: *"Please accept this letter as our, Bagwell Energy Services, Inc., formal request of the Louisiana Department of Economic Development and the Louisiana Board of Commerce and Industry to amend the jobs and payroll numbers in our Exhibit A for Louisiana Industrial Property Tax Exemption Program contracts #20180323-ITE, #20180323-A-ITE, #20180323-B-ITE, and 20180323-C-ITE to align with the newly amended resolutions from both the Parish Council and the School Board. Please also note that the resolutions from both local bodies request lenience for prior year non-compliance reports. We have had numerous discussions with the Parish Council and School Board regarding our request, and I plan to attend the applicable BCI meeting to address any questions or concerns that may arise. Thank you for your consideration."*

- **Taminco US, LLC (Contract #20180142-ITE):**

Taminco US, LLC is requesting to amend their existing Exhibit A agreement for Contract #20180142-ITE to lower the required number of retained jobs from 106 to 100.

From the Company: *"Please accept this letter as our, Taminco US LLC (Taminco), a wholly owned subsidiary of Eastman, formal request of the Louisiana Department of Economic Development and the Louisiana Board of Commerce and Industry to amend the number of retained employees in our Exhibit A for Louisiana Industrial Property Tax Exemption Program contract #20180142-ITE from 106 employees to 100 employees and to have this amendment effective January 1, 2023. We have had numerous discussions with the applicable local governing authorities throughout 2023 regarding our request. We received their full support in 2023, as evidenced by the attached supporting documentation."*

● **Weyerhaeuser NR Company (Contracts #20210148-ITE, #20210148-A-ITE, and #20210148-B-ITE):**

Weyerhaeuser NR Company is requesting to amend their existing Exhibit A agreement for Contracts #20210148-ITE, #20210148-A-ITE, and #20210148-B-ITE to lower the required number of retained jobs from 134 to 125 and required payroll from \$8,461,371.00 to \$6,893,000.00.

From the Company: *“Weyerhaeuser NR Company is submitting a "special request" for consideration by the Board of Commerce and Industry relative to our Contract 20210148-ITE and its associated phases 20210148-A and 20210148-B. Specifically, we are requesting to amend Section 4.02 of Exhibit A of this Contract to reflect a decrease in the Required Annual Jobs and Required Annual Payroll to 125 jobs and \$6,893,000, respectively.*

When this Contract was originally filed as a retention project in 2021, we inadvertently included 9 Jobs in our application that did not strictly meet the state's definition. We previously informed LED of this issue and filed a revised baseline in March 2023. We are formally requesting this amendment to the Contract to reflect the actual number of Jobs. We have attached resolutions from each of the taxing bodies approving the decreases.”

STATE OF LOUISIANA
Commerce and Industry Board

Wednesday, August 28, 2024

Industrial Tax Exemption (Post-EO 2018 Rules) Contracts

Board Meeting - Post-EO 2018 Rules Non-Compliance Summary

CONTRACT NUMBER	COMPANY	PARISH	INVESTMENT	AD VALOREM (80% TAX RELIEF) FIRST YEAR OF EXEMPTION (ESTIMATE)	AD VALOREM (20% TAXES COLLECTED) FIRST YEAR OF EXEMPTION (ESTIMATE)	CONTRACT REPORTING PERIOD	EXHIBIT A JOB CREATION/RETENTION REQUIREMENTS		ACTUAL JOB CREATION/RETENTION		LOCAL RECOMMENDATION (IF APPLICABLE)				LATE FILINGS**	
							JOBS	SALARIES	JOBS	SALARIES	PARISH/ POLICE JURY	SCHOOL BOARD	SHERIFF	MUNICIPALITY	COMPLIANCE DUE DATE	COMPLIANCE RECEIVED DATE
20180323-A	Bagwell Energy Services, Inc.	Iberia	\$970,091	\$9,223	\$2,306	2020	40	\$2,800,000	7	\$276,950	TNA	TNA	N/A*	N/A		
20180323-A	Bagwell Energy Services, Inc.	Iberia	\$970,091	\$9,223	\$2,306	2021	60	\$4,200,000	16	\$435,628	TNA	TNA	N/A*	N/A		
20180323-A	Bagwell Energy Services, Inc.	Iberia	\$970,091	\$9,223	\$2,306	2022	90	\$6,300,000	16	\$848,796	TNA	TNA	N/A*	N/A		
20180323-B	Bagwell Energy Services, Inc.	Iberia	\$1,186,843	\$11,284	\$2,821	2020	40	\$2,800,000	7	\$276,950	TNA	TNA	N/A*	N/A		
20180323-B	Bagwell Energy Services, Inc.	Iberia	\$1,186,843	\$11,284	\$2,821	2021	60	\$4,200,000	16	\$435,628	TNA	TNA	N/A*	N/A		
20180323-B	Bagwell Energy Services, Inc.	Iberia	\$1,186,843	\$11,284	\$2,821	2022	90	\$6,300,000	16	\$848,796	TNA	TNA	N/A*	N/A		
20210013-A-ITE	C & C Marine and Repair, LLC	Plaquemines	\$1,394,306	\$11,874	\$2,969	2022	5	\$150,000	2	\$31,506	N/A*	NR	NR	N/A		
20170416-ITE	Cornerstone Chemical Company	Jefferson	\$19,299,532	\$281,248	\$70,312	2022	8	\$838,450	0	\$0	NR	TNA	NR	N/A		
20200220-ITE	Gravois Aluminum Boats, LLC	St. Mary	\$1,057,276	\$16,619	\$4,155	2022	2	\$72,800	0	\$0	NR	RT	NR	NR		
20180099-ITE	Inferno Manufacturing	Caddo	\$256,990	\$4,987	\$1,247	2022	2	\$100,000	0	\$0	NR	DP	NR	NR		
20200058-ITE	Kitchen MAJGEK LLC - Ren's Kitchen	Lafayette	\$2,296,960	\$24,339	\$6,085	2022	50	\$1,040,000	0	\$0	NR	NR	NR	N/A		
20190153-ITE	Reagent Chemical & Research, Inc.	Ascension	\$9,175,000	\$113,293	\$28,323	2022	1	\$50,000	0	\$0	NR	TNA	TNA	N/A		
20200449-ITE	Reliable EDM, LLC	Lafayette	\$395,900	\$4,988	\$1,247	2022	1	\$41,600	0	\$0	NR	NR	NR	NR	4/30/2023	5/4/2023
20200442-ITE	Sommer Brothers Enterprise, LLC	Lafayette	\$788,700	\$9,936	\$2,484	2022	0	\$0	0	\$0 *	NR	NR	NR	NR	4/30/2023	5/4/2023
20200449-ITE	Reliable EDM, LLC	Lafayette	\$395,900	\$4,988	\$1,247	2023	1	\$41,600	0	\$0	NR	NR	NR	NR		
20200442-ITE	Sommer Brothers Enterprise, LLC	Lafayette	\$788,700	\$9,936	\$2,484	2023	0	\$0	0	\$0 *	NR	NR	NR	NR		
20190204-ITE	ToMakk Glass Partners, LLC	Caddo	\$2,500,000	\$48,516	\$12,129	2022	50	\$2,100,000	13	\$721,750	NR	TNA	NR	NR	4/30/2023	6/29/2023

TOTALS 17

Local Governmental Entity (LGE) Recommendation Key	
DB (Defer to Board)	LGE defers any decision or action to the Board
DP (Default Payment)	LGE and company agreed to a payment amount in lieu of further consideration by the Board
RT (Reduce Term)	LGE recommends reducing the term of the contract
RP (Reduce Annual Percentage)	LGE recommends reducing the annual percentage of the contract
RTP (Reduce Term and Percentage)	LGE recommends reducing both the term and annual percentage of the contract
TNA (Take No Action)	LGE recommends the Board take no action regarding the non-compliance
TE (Terminate Exemption)	LGE recommends terminating the exemption contract
NR (No Response)	LGE did not respond within the 60-day deadline
N/A (Not Applicable)	Company site is not located within city limits
N/A* (Denied at time of Application)	LGE denied initial exemption

* Sommer Brothers Enterprise, LLC is a real-estate holding company. These contracts cover 1 project at the same site and share an Exhibit A agreement outlining the Required Annual Jobs and Payroll to be created and maintained by Reliable EDM, LLC.

** Company failed to timely submit Annual Compliance as required per Section 7.02 of Exhibit A.

*** Company failed to submit Annual Compliance

Motion, August 28, 2024

Board of Commerce and Industry

WHEREAS, the Louisiana Constitution provides in Article 7, Section 21 (F) that the State Board of Commerce and Industry (BCI), “with the approval of the Governor, may enter into contracts for the exemption from ad valorem taxes of a new manufacturing establishment, on such terms and conditions as the Board, with the approval of the governor, deems in the best interest of the state:” and

WHEREAS, by virtue of this provision, this Board is authorized to administer the granting, subject to the approval of the Governor, of the Industrial Tax Exemption and, pursuant to that end, this Board, with the assistance of Louisiana Economic Development (LED) has established the Industrial Tax Exemption Program (ITEP) and formulates and promulgates Rules for ITEP that promote the best interests of the State: and

WHEREAS, a BCI Rules Committee has been established to oversee the promulgation of rules for those programs requiring approval or administration by BCI, including but not limited to ITEP; and

WHEREAS, an ITEP Emergency Rule has been published with an effective date of April 24, 2024, to remain in effect for a period of 180 days unless renewed or until adoption of final rules;

THEREFORE, I make the following motion:

That the BCI Rules Committee shall have authority, with the assistance of LED, to renew the ITEP Emergency Rule as necessary, and authorize publication of a Notice of Intent, in accordance with the Administrative Procedure Act.

All as specifically set forth herein, I hereby enter this motion into the record and move that this motion be adopted by the Board.