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6	STATE OF LOUISIANA
7	LOUISIANA ECONOMIC DEVELOPMENT CORPORATION
8	BOARD OF COMMERCE AND INDUSTRY
9	RULES COMMITTEE MEETING
10	INDUSTRIAL AD VALOREM TAX EXEMPTION PROGRAM RULES
11	BEING HELD ON MONDAY, AUGUST 12, 2024
12	617 NORTH THIRD STREET, FLOOR 1, LABELLE ROOM
13	BATON ROUGE, LOUISIANA
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2		2	ROBIN PORTER
3		3	PAULA BAILEY WILSON
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7	CAPTION 1	7	REPORTED BY: BETTY D. GLISSMAN, CCR
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1	APPEARANCES:	1	CHAIRMAN JONES:
2	BOARD MEMBERS:	2	Good morning, everyone. I will call the
3	CHAIRMAN JERRY JONES	3	meeting of the Rules Committee of the Board of
4	MR. KYLE POLOZOLA	4	Commerce and Industry to order. This is August
5	MS. LETTI ARDOIN	5	12, 2024. It is 9:00 AM.
6	MR. CHARLES "ROBBY" MILLER	6	Ms. Simmons, would you call the roll,
7	MR. STUART MOSS	7	please?
8		8	MS. SIMMONS:
9	STAFF MEMBERS PRESENT:	9	Good morning, everyone.
10	ROBIN PORTER	10	Jerry Jones?
11	FRANK FAVALORO	11	CHAIRMAN JONES:
12	STEPHANIE LeGRANGE	12	Present.
13	PETER JOHNSON	13	MS. SIMMONS:
14	KRISTIN JOHNSON	14	Kyle Polozola?
15	DEBORAH SIMMONS	15	MR. POLOZOLA:
16		16	Present.
17	SPEAKERS FROM THE AUDIENCE:	17	MS. SIMMONS:
18	ERIN HANSEN	18	Letti Ardoin.
19	BRODERICK BAGERT	19	MS. ARDOIN:
20	MANDI MITCHELL	20	Present.
$\begin{vmatrix} 20\\21 \end{vmatrix}$	GLENN WAGUESPACK	20	MS. SIMMONS:
$\begin{vmatrix} 21\\22 \end{vmatrix}$	ASHLEY CAIN	$\frac{21}{22}$	Robby Miller.
$\frac{22}{23}$	BRIAN LANDRY	23	MR. MILLER:
$ ^{23}_{24}$	RHONDA BOATNER	23	Here.
24	KYLE BUCKLEY	24	MS. SIMMONS:
25	RILE BUCKLEI Page 3	25	Page 5
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1	Stuart Moss.	1	spreadsheet, we can make that available on the
2	MR. MOSS:	2	website so that anybody who wants to look at
3	Present.	3	that spreadsheet, you're welcome to do so. If
4	MS. SIMMONS:	4	you want to see if the public or the
5	We have a quorum.	5	committee wants to see all of the comments that
6	CHAIRMAN JONES:	6	we actually received and read them verbatim,
7	Thank you very much.	7	those are accessible as well. You can contact
8	I believe you had an opportunity to review	8	LED and we can make those available to you.
9	or receive and review the minutes from our	9	Today what I would like to do is open the
10	July 10 meeting. I will entertain a motion to	10	floor. Again, we have heard from industry. We
11	approve.	11	have heard from LED. I would like to open the
12	We have a motion from Mr. Moss. I have a	12	floor today for the committee to take comments
13	second from Mr. Polozola.	13	from any other stakeholders. This is your
14	Any questions or comments from the	14	opportunity. If you submitted written comments,
15	committee? Any comments from the public?	15	if you haven't submitted written comments, it
16	Hearing none, all in favor say "Aye."	16	doesn't matter. If you have comments that you
17	ALL:	17	want to share with the committee today, we want
18	Aye.	18	to give you that opportunity.
19	CHAIRMAN JONES:	10 19	All right. Any questions about the
20	Any opposition?	20	process from the committee this morning? All
20	(No response.)	20	right. Are we ready to rock and roll? Let's
21	There is none. The motion carries.	21	•
22	Welcome everyone. Since our last meeting		go.
23 24			I know that we have gotten requests to
24 25	in July we have received "we," LED has received a number of written comments from	24	speak from Together Louisiana, Ms. Hansen. Are
25	Page 6	25	you ready to proceed? Page 8
1		1	MS. HANSEN:
1	people and we appreciate very much that input from stakeholders. That's what we needed. Just	1	
2		2	Yes. CHAIRMAN JONES:
3	as a reminder and perhaps a way to set the table	3	
4	on where we have been and perhaps where we are	4	Please come forward. Hello, Mr. Bagert.
5	going, we started this process by hearing from	5	All right. Ms. Hansen, if you could just
6	representatives of industry as to what in the	6	state your name and your position with the
7	perfect world they would like to see this	7	organization and then proceed to fill us in.
8	rewrite of the rules look like. Similarly, we	8	MS. HANSEN:
9	have had that kind of analysis from LED. They	9	Good morning, Board of Commerce and
10	have presented to this committee what they	10	Industry Committee. My name is Erin Hansen. I
11	believe a rewrite of these rules need to be.	11	am State Policy Director for Together Louisiana.
12	Frankly, surprisingly, they are not that	12	Together Louisiana is a network of
13	far apart. There are some differences that this	13	nonprofit organizations around Louisiana mostly
14	committee is going to have to reconcile, but	14	comprised of houses of faith, churches, with
15	then we also wanted to hear from any other	15	some other nonprofit members as well. We have
16	stakeholders. We were approached from local	16	been deeply interested in the industrial tax
17	officials. We heard from economic development	17	exemption program for a decade. And so glad to
18	organizations. We heard from other citizens	18	be here and thank you for giving us the
19	just saying these are issues that are important	19	opportunity to share our perspective.
20	to us and we wanted to hear those. We want to	20	With that, I will turn it over to my
21	hear those.	21	colleague, Mr. Bagert.
22	Today and what has happened with that	22	CHAIRMAN JONES:
23	information, LED has prepared essentially an	23	Mr. Bagert, state your full name for the
24	Excel spreadsheet for the committee that lays	24	record.
27	-	25	MR. BAGERT:
25	out a summary of those comments. That	ΔJ	MIR. DAOLAT.

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1	Broderick Bagert. I am an organizer with	1	you are replacing something new, then you deduct
2	Together Louisiana. And it is good to be back.	2	the value of the original investment.
3	CHAIRMAN JONES:	3	In practice, that standard of kind of
4	Did you miss us?	4	looking piece by piece creates a vague and
5	MR. BAGERT:	5	subjective criteria for what is a new investment
6	In a certain matter of speaking, no.	6	and what is an upgrade. You know, is this a
7	Just a context especially for those who	7	replacement cracker or is this a Cracker 3.0.
8	have been a part of this journey. When we	8	So this vagueness has created a loophole where a
9	started researching industrial tax exemption	9	lot of investments that, in fact, are not adding
10	program, most of us didn't know what it was. It	10	net new value are being exempted.
11	was sort of a What is this going on here?	11	Texas has dealt with a similar problem,
12	Right.	12	the same problem, and it addresses it in a
13	And it's been a meaningful engaging thing	13	different way. They established the baseline of
14	to try to figure out how in an arena where	14	the standard for eligible property is a net
15	citizens had typically not been a part of a	15	increase over the value that was in place when
16	discussion and often elected officials do that.	16	the investment was made. And that seemed both
17	And it seems to us that we are at a point where	17	sensible and wise. And it gets around some of
18	now what happens here for the long-term. There	18	the things about which people disagree, you
19	is a lot about which people disagree. There is	19	know, whether jobs are created, whether the
20	a lot about which people agree. So our goals	20	investments ought exemptions ought to be
21	here are kind of to establish not what the	21	given at all. Everybody can agree if you wanted
22	our ideal program rules will be, but what	22	to incentivize something that's new investment,
23	sustainable program rules will be that establish	23	that is the proposal.
24	a baseline that helps to keep these exemptions	24	Why do we need this? Just two slides on
25	as incentives.	25	the percent of property. This is industrial
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1		1	`
1 2	It is called safeguarding the tax base from the replacement value loophole. Let me	1 2	property in ten parishes, the top ten parishes in terms of the median exemption per year. So
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2all of the ITEP properties in that parish. The2we are hearing is the3total number is the average of the percent3come back on the tax	
3 total number is the average of the percent 3 come back on the tax	out at the beginning, what
	property is supposed to
4 taxable across those ten parishes, okay. 4 but sometimes it does	rolls and sometimes it does
I V	sn't seem to. So I wanted
5 Calcasieu well, there are some really 5 to look at what happe	ened in one parish looking
6 big ones that kind of skew it otherwise, but it 6 at investments that we	ere made in one decade and
7 is still a similar story. 7 what happened to the	tax roll in the next
8 Now that was 2016. If you go to the next 8 decade.	
	at St. Charles Parish
	o a 10-year period. The
	t. Charles that represent
	TEP exemptions granted
	lion exemptions over those
14 property going back on the rolls. There is a 14 ten years.	
15substantial increase in almost every single15CHAIRMAN JONES	ς.
	nsen. That's 1999 to
10parisit: Calcusted was the exception but that 310Thi solly, ivis, that17because of the giant LNG investments which are172008 or 2010?	
17because of the grant Er(o investments which are172000 of 2010118new capital that were approved before the18MS. HANSEN:	
181818181818181819executive order anyway.192008. So I am loo	king at a 20 year
	at the exemptions that
22 Charles, 51 percent, I believe. St. Charles 22 CHAIRMAN JONES	5:
23 Parish has reduced their millage three years in 23 Got it. Sorry.	
24 a row. I think it was from 111 mills to now it 24 MS. HANSEN: 25 111 111 111 111	X Z 11 .
25 might be in the 80s. This is improving services Page 14 25 So that's 2.4 billion	n. You would expect Page 16
1 and giving people a tax cut including these very 1 to see, like even if yo	bu depreciate those
	ald expect to see over the
	3 billion of taxable value
	se those exemptions would
	come back on to the rolls.
	aw is that \$2.5 billion
	k on to the rolls. So there
8 combination of things. Was it the clear 8 is \$500 million that's	
C C	ck on according to a normal
	e but didn't. I'm calling
10 probably to some extent. The jobs enterna, 10 depreciation schedule	_
11 maybe But you know after a while you start 11 that the mystery of th	
11 maybe. But, you know, after a while you start 12 realizing the jobs criteria could you could 12 Okay That's the pro-	
12 realizing the jobs criteria could you could 12 Okay. That's the prob	blem that we are here to
12realizing the jobs criteria could you could12Okay. That's the prob13retain jobs. Was it the hue and cry over13try to solve.	blem that we are here to
12realizing the jobs criteria could you could12Okay. That's the prob13retain jobs. Was it the hue and cry over13try to solve.14exemptions that maybe had a chilling effect?14CHAIRMAN JONES	blem that we are here to
 realizing the jobs criteria could you could retain jobs. Was it the hue and cry over exemptions that maybe had a chilling effect? And for us, as you know, that might be a good I'm sorry. You the 	blem that we are here to S: ought about this a lot
12realizing the jobs criteria could you could12Okay. That's the prob13retain jobs. Was it the hue and cry over13try to solve.14exemptions that maybe had a chilling effect?14CHAIRMAN JONES15And for us, as you know, that might be a good15I'm sorry. You the16thing.16more than I have obv.	blem that we are here to S: ought about this a lot iously. So when you say
12realizing the jobs criteria could you could12Okay. That's the prob13retain jobs. Was it the hue and cry over13try to solve.14exemptions that maybe had a chilling effect?14CHAIRMAN JONES15And for us, as you know, that might be a good15I'm sorry. You the16thing.16more than I have obv.17It's hard to know exactly what resulted in17and I don't know white	blem that we are here to S: ought about this a lot iously. So when you say ch slide we are on I am
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12realizing the jobs criteria could you could12Okay. That's the profe13retain jobs. Was it the hue and cry over13try to solve.14exemptions that maybe had a chilling effect?13try to solve.15And for us, as you know, that might be a good15I'm sorry. You the16thing.16more than I have oby.17It's hard to know exactly what resulted in18this, but there is a way to get at the heart19which is to prohibit or more clearly define19things happen that aff	blem that we are here to S: ought about this a lot iously. So when you say ch slide we are on I am
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12realizing the jobs criteria could you could12Okay. That's the profiliation13retain jobs. Was it the hue and cry over13try to solve.14exemptions that maybe had a chilling effect?13try to solve.15And for us, as you know, that might be a good15I'm sorry. You the16thing.16more than I have obv.17It's hard to know exactly what resulted in17and I don't know which18this, but there is a way to get at the heart18looking at the slide the19which is to prohibit or more clearly define19things happen that aff20replacement value so that we are targeting20value."21exemptions for new value alone. And that's what21MS. HANSEN:22we want to present today.22I am about to get to ge	blem that we are here to S: ought about this a lot iously. So when you say ch slide we are on I am nat says, "Each year two
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1	MS. HANSEN:	1	taxing bodies often don't see that revenue
2	Just some level settings. Each year two	2	materialize in the way they expect to. That
3	things happen that affect miscellaneous property	3	makes, you know, budgeting, providing new
4	value. On one hand there is depreciation. So	4	services challenging to say the least.
5	there is existing property that reduces in	5	The third problem is it puts Louisiana out
6	value. And there is capital involvement. New	6	of step with Texas. We are competing with Texas
7	spending that increases the value of the	7	for the majority of the big projects that, you
8	facility. If capital investment exactly equals	8	know, big manufacturing facilities that we are
9	depreciation and then the plant's property value	9	talking about here that we see, you know,
10	stays the same. So if you have \$20 million	10	receiving exemptions over the last 20 years.
11	depreciation and \$20 million of capital	11	Texas is very clear has a very clear
12	investment, well, the net value of the facility	12	objective methodology that says you are eligible
13	is the same as it was before any of that took	13	for the net basis. We do it different and that
14	place. If capital investment is greater than	14	means that we have ten times more exempt
15	depreciation, then the plant's overall value	15	properties in Louisiana than exist in Texas.
16	increases. If depreciation exceeds capital	16	Four, it's risky. We have an intent to
17	investment, then the property value decreases.	17	prohibit exemptions on replacement value, but
18	In Texas, the eligible basis for an	18	because there are no objective standard for that
19	exemption is the net increase in the facility's	19	in the rules, it means that companies can abuse
20	property value. So, in other words, you	20	the rules to receive exemptions on what are, in
21	subtract depreciation from the new capital	21	fact, exemptions for replacements.
22	investment and that's your eligible basis.	22	The last big problem, it raises tax for
23	In Louisiana, the eligible basis is for	23	everybody else. When these facilities don't
24	the total capital investment. So in Louisiana	24	property doesn't come on to the tax rolls in
25	if you invest \$25 million, you get a \$25 million Page 18	25	year 11 and going forward, it means that other Page 20
	rage 10		rage 20
1	exemption even if you had \$50 million of	1	businesses that aren't eligible and residents
2	depreciation.	2	and other people end up making the difference
3	In Texas, if you invest \$25 million and	3	and it means higher rates. It's a narrow base
4	you have \$15 million of depreciation, then your	4	and higher rates for everybody else.
5	net is 10 million and that's what you are	5	I am just going to pause there.
6	eligible for an exemption on.	6	CHAIRMAN JONES:
7	CHAIRMAN JONES:	7	I will go ahead and jump in. This is the
8	Okay.	8	thing that I am wrestling with. I mean, you are
9	MS. HANSEN:	9	basically talking about a and this is
10	So the consequences of Louisiana's method,	10	something that I have had to struggle with and
11	this replacement capital loophole, are	11	understand as we walk through this. And y'all
12	five-fold. I'm just going to time tick through	12	stop me when I start going down the wrong path.
13	them really quickly.	13	Because as I tell folks in this part of the
14	The first problem is this gives companies	14	world, I am about an inch deep and a mile wide
15	a reverse incentive and that incentive is to	15	in understanding it myself. I am getting to
16	seek exemptions on new investments as additions	16	where I am close to 2 inches deep. If I get 3
17	or expansions even when the overall value of the	17	inches deep, everyone is in real trouble.
18	facility is staying the same or even decreasing.	18	But what I am learning is that in
19	So moving on. The second problem is it	19	Louisiana when we talk about values of
20	means that local taxing authorities expect in	20	properties for purposes of the tax assessors, it
21	year 11 to see a boost in their tax revenue	21	is essentially cost-based accounting; is that
22	because those properties should be coming on to	22	right? So if it cost me a million dollars to
			hand a second him of the second
23	the tax rolls. In reality, because companies	23	build something, I have got a million-dollar
24	can apply for exemptions and receive exemptions	24	taxable value; is that reasonably fair? And I

			1
1	matter to me at the end of the day.	1	them up. And after a while, they became so
2	But the thing I struggle with is and I	2	dirty that people wouldn't put their kids in
3	made some comments to this effect before and I	3	them so universities had to tear them down.
4	think and I think this is relevant to your	4	Why? Because they didn't take care of the
5	discussion because this is what I struggle with.	5	maintenance. They deferred the maintenance
6	To me, the value of ITEP for purposes of the	6	because they couldn't afford to pay for it. And
7	State and I'm basing this on drawing	7	as a result, the buildings became obsolete and
8	conclusions from the fact that it was included	8	unuseful.
9	in the Constitution in '74. It was there	9	To me, if an industry if a facility is
10	before. It's been around for a long time. And	10	kept up and I am pre-supposing that the
11	at some point in time, the State made the policy	11	product that it makes is still a marketable
12	decision that we wanted to incentivize	12	product, you have to assume that as well but
13	manufacturing.	13	if the facility is not kept up and maintenance
14	And so then the obvious question is why?	14	is deferred, it gets to a point where it falls
15	Why manufacturing? Why not retail? Why not	15	so far down that the maintenance falls so far
16	something else, you know? And the only and	16	behind that they can't afford to catch up. See
17	going back and reading the Constitution	17	the dormitories. It's too expensive to get them
18	Convention of '72, which I have on this issue,	18	back up to liveable standards.
19	to me becomes clear is that the State was making	19	In my mind, if we incentivize companies to
20	the decision that if we can get companies to put	20	do maintenance when it needs to be done, we
21	substantial assets into the ground, concrete in	21	prolong the life of that facility. So if the
22	the ground, they are less likely to walk away	22	original goal was to put concrete in the ground
23	from that than other industries, retail and	23	and create industry in the state that will be
24	other kind of commercial enterprises because of	24	here for a long time and then we come along and
25	the amount of capital investment required to put	25	we can incentivize the companies to continue to
	Page 22		Page 24
1	a facility into the ground and the commitments	1	put money into that facility to upgrade it or
2	that it makes there are much less likely to go	2	even to keep it maintained the same level.
3	away in a short period of time; therefore, let's	3	Pipes rust. Stuff happens. And if we can keep
4	incentivize. Hence, the 10-year up to the	4	the investment going into that facility, we have
5	10-year exemption. And I get all of that. I	5	a better likelihood of prolonging the life of
6	can wrap my head around that.	6	that facility; thereby, meeting the original
7	But here is the problem to me. As we have	7	goal of ITEP of putting assets in the ground
8	seen with industry that has gone because even	8	that may stay here for a long time.
9	manufacturing goes away. It sometimes takes	9	So I am trying to understand where I
10	some years, but it goes away. And we	10	don't have a huge pushback against what you are
11	hate when I saw it in Shreveport when I was	11	saying except to the extent it may cross and
12	in Shreveport. We saw an AT&T plant that had	12	divide purposes with what I believe is an
13	been there for decades leave and take 10,000	13	underlying program part of ITEP and that is
14	jobs away. In 2008, we saw General Motors which	14	promoting ongoing maintenance and not deferring
15	had 5,000 jobs go away literally overnight,	15	that maintenance and upkeep.
16	literally, six months go away. And so it can	16	MR. BAGERT:
17	happen.	17	So you run into a challenge if you think
18	And then the question becomes why does it	18	about a company that's making investment
19	happen? And I know there is a lot of	19	decisions based on these programs, as we know
20	geopolitical stuff that goes into that. But one	20	it's hard to exactly know what role they play.
21	thing that had does have an impact, I think, is	21	But, you know, at some point there are tax
22	that analogize, if you will, dormitories on	22	people who are looking at programs, and if you
23	university campuses. Why do we no longer see	23	imagine a scenario where two states specialize
24	dormitories like we used to? Because we built	24	in a certain kind of program; one, say, in data
25	dormitories and we never had the money to keep	25	centers and the other one. I don't know. airline
25	dormitories and we never had the money to keep Page 23	25	centers and the other one, I don't know, airline Page 25

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1	hangars. Well, you are more likely to put the	1	And then the other reason is if we are
2	airline hangar in a place that caters its	2	just incentivizing companies to keep up their
3	incentive program to airline hangars and more	3	equipment and keeping value stable, then when
4	likely to put a data center in a place that	4	and where does is there a benefit other than
5	caters its incentive program to data centers.	5	to come. I mean, it does go against this core
6	What we have done in Texas is we have set	6	framework which is it's I am supposed to roll
7	up a program that specializes in replacement	7	on.
8	capital or at least is exceedingly more	8	So this will not say you absolutely can't
9	permissible. And so if you are saying, well, we	9	do any exemptions unless it's a brand-new thing.
10	got, you know, a billion and a half of capital	10	It doesn't have a job standard. It just sort o
11	this year, what's the best value for our buck.	11	sets a prophylactic to say we are not going to
12	We are going to do the new stuff in Texas	12	go into the red and allow an exemption when the
13	because you get no exemption otherwise. And the	13	value of the whole facility is going down. We
14	recycled stuff from Louisiana because we will	14	are only going to allow it if there is some net
15	give it to you anyway.	15	increase in value and that's it.
16	Most of the literature we have seen	16	CHAIRMAN JONES:
17	suggests that the upgrade and investments are	17	And I think that's where that is where
18	already incentivized because they are able to	18	I start struggling. Because on the one hand,
19	become more efficient, they become more capital	19	you got cost-benefit excuse me, cost-based
20	intensive. Usually, you know, saving the cost	20	accounting, but yet you are talking about the
21	on labor and, you know, things are constantly	21	value of the facility. The value of the
22	changing in the market.	22	facility is not necessarily reflected in its
23	One difference between a university dorm	23	cost. If the value of the facility goes up
24	and, you know, the refinery is there is a	24	simply because it has a longer life it's one
25	competitive market driving dynamics in a	25	of the things I struggle, the reason I don't
	Page 26		Page 28
1	refinery and a university dorm does not have	1	like cost-based accounting. If you have a
1 2	refinery and a university dorm does not have that. So our biggest concern with the program	1 2	like cost-based accounting. If you have a factory that produces geese that lay golden eggs
2	that. So our biggest concern with the program	2	factory that produces geese that lay golden eggs
2 3	that. So our biggest concern with the program that we have got is that we are basically saying	2 3	factory that produces geese that lay golden eggs and you have the factory that makes nails, I
2 3 4	that. So our biggest concern with the program that we have got is that we are basically saying give us your stuff that doesn't create jobs or	2 3 4	factory that produces geese that lay golden eggs and you have the factory that makes nails, I think the value if you spend the same amount
2 3 4 5	that. So our biggest concern with the program that we have got is that we are basically saying give us your stuff that doesn't create jobs or put new capital in the ground because we see	2 3 4 5	factory that produces geese that lay golden eggs and you have the factory that makes nails, I think the value if you spend the same amount of money on both factories, I think the one that
2 3 4 5 6	that. So our biggest concern with the program that we have got is that we are basically saying give us your stuff that doesn't create jobs or put new capital in the ground because we see that as distinguishable. We have just as much	2 3 4 5 6	factory that produces geese that lay golden eggs and you have the factory that makes nails, I think the value if you spend the same amount of money on both factories, I think the one that produces the goose with the golden eggs is much
2 3 4 5 6 7	that. So our biggest concern with the program that we have got is that we are basically saying give us your stuff that doesn't create jobs or put new capital in the ground because we see that as distinguishable. We have just as much incentive to treat it just the same way, and	2 3 4 5 6 7	factory that produces geese that lay golden eggs and you have the factory that makes nails, I think the value if you spend the same amount of money on both factories, I think the one that produces the goose with the golden eggs is much more valuable than the one that produces the
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1	they have to make decisions and make investments	1	We now replaced not every parish looks
2	and they are going to make a decision to make an	2	just like Lake Charles or a place where the
3	investment in Lake Charles or Beaumont, I want	3	percentage of exempt is higher. What companies
4	that decision I want the barometer to lean	4	most need, they always tell us, is certainty and
5	towards Beaumont excuse me, Lake Charles	5	clarity, right. And this would be a way to have
6	rather than Beaumont. And so I this is the	6	a really clear objective standard. And if there
7	thing I am struggling with is I agree with your	7	is a way to have exceptions for something that's
8	concept	8	facing departure, we have always been in favor
9	MR. BAGERT:	9	of that.
10	Yes.	10	But if we go the direction that some of
11	CHAIRMAN JONES:	11	the proposals or even just kind of continue with
12	of net value. I am just struggling	12	the idea that we are for any capital investment
13	with how strictly you define what net value is.	13	regardless of whether it increases value, I am
14	Does that am I communicating that at all?	14	worried we are going to start heading back and
15	MR. BAGERT:	15	end up in a place where, you know, for every one
16	It does. Let me just make one more point.	16	company that it has an effect in a positive way,
17	This is not saying this is a spiritual value or	17	we have got 99 where we just give away public
18	even its market value. It's saying this is the	18	dollars and increased taxes on everybody else in
19	value insofar as it affects other taxpayers and	19	order to give something that frankly they don't
20	tax base of that jurisdiction.	20	ask for in other places and usually don't say
20	All right. Just skip ahead. Here is the	21	they use them.
22	challenge. If we start moving back to giving	22	CHAIRMAN JONES:
23	replacement value willy-nilly, an exemption, not	23	Let me shift gears a little bit. And I
23 24	just if it is in a situation like GM, I mean I	23	don't mean to monopolize, other members have
2 4 25	think we would all be for that. We do not want	25	questions because these are you raised issues
23	Page 30	25	Page 32
1	a major employer or even a minor employer to	1	and made some representations I want to again
2	leave, right. But if the way that we handle	2	understand.
3	that is to give every company an exemption on	3	The other one of the other
4	every dime of their routine capital investment,	4	representations in your package was something
5	then this progress that has been made will start	5	about raising taxes for everybody else. I am
6	to shift again, and for every time you happen to	6	going to explore that just a little bit. And I
7	have somebody who's making a discretion a	7	know we heard at the last meeting from the folks
8	discretionary choice about where to make an	8	in Calcasieu
9	investment, you have got 8- to 900 other	9	MR. MORRIS:
10	companies that are just making their capital	10	Cameron.
11	investments and getting public subsidies for	11	CHAIRMAN JONES:
12	that.	12	Cameron Parish, thank you. And I am doing
12	So to start to have some bar that says we	12	this just from, you know, my weird logic. It
14	are not going to give everybody a subsidy every	13	seems to me that when the exemptions roll off
15 16	time they make an investment, if we do, then we	15	for the LNG facilities in Cameron Parish, I
16	end up with the situation that we were in in	16	don't see how in any shape, fashion, or form,
17	2016 where two-thirds of the industrial property	17	taxes are going to go up on the people of
18	in the entire state is tax exempt like they are	18	Cameron Parish. To me, they ought to go way,
10	hospitals and public services.	19	way, way down. Because and I kind of kidded
19		20	with my friends in Cameron Parish and said when
20	You know, it's not the company's fault		
20 21	that if we create rules that they are so vague	21	those exemptions roll off, they are going to be
20 21 22	that if we create rules that they are so vague that they allow that, they pursued it, you know,	21 22	the Dubai of Louisiana. They are going to have
20 21 22 23	that if we create rules that they are so vague that they allow that, they pursued it, you know, they will be crazy not to. But at this point,	21 22 23	the Dubai of Louisiana. They are going to have a budget that looks more like the state of
20 21 22 23 24	that if we create rules that they are so vague that they allow that, they pursued it, you know, they will be crazy not to. But at this point, it is much easier to protect something that	21 22 23 24	the Dubai of Louisiana. They are going to have a budget that looks more like the state of Louisiana than the Parish of East Baton Rouge.
20 21 22 23	that if we create rules that they are so vague that they allow that, they pursued it, you know, they will be crazy not to. But at this point,	21 22 23	the Dubai of Louisiana. They are going to have a budget that looks more like the state of

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1		4	0
	tend to affect the lower or raise taxes for	1	Sure.
2	other people, on a case-by-case parish-by-parish	2	MS. HANSEN:
3	analysis, I don't think that's going to be true	3	Just one clarifying point on just to
4	because especially I mean, let's face it.	4	narrow what we are talking about. Companies can
5	The ITEP Program is most relevant probably in	5	still get we are not suggesting that
6	the parishes that you have identified. And I	6	companies shouldn't be eligible for ITEP. We
7	wouldn't put Rapides in there, but at one time	7	are not even suggesting that they shouldn't be
8	again some of the northern parishes were more	8	eligible for ITEP. In cases like if General
9	active in the manufacturing space than they are	9	Motors came and said we want a new exemption so
10	now.	10	that we can do some deferred perform some
11	But by and large it is the river parishes,	11	maintenance that we have been deferring on our
12	it's up and down the river between Lake Charles	12	facility and their property was valued at, say,
13	and anywhere there is deep water there is big	13	\$200 million, they are eligible for the full
14	manufacturing. But I think that if you look	14	exemption that they ask for. As long as the
15	parish by parish by parish, the prevailing rule	15	taxable part of their property doesn't dip below
16	is where there is industry taxes are lower for	16	200. To the extent that it does, the eligible
17	the citizenry than they are everywhere else	17	bases just drops by that amount. So the
18	because industry bears the biggest share of the	18	exemption is still on the table. In fact, it
19	tax burden for every parish. Whether it's	19 20	can still they can still get the exact same around under the current rules but what we are
20	school board, police jury, sheriff, whatever.	20	
21	And if I am wrong on that, y'all can	21	saying is only to the extent that their taxable
22	correct me. But that's my instinct because I	22	value increases; otherwise, the taxable part
23	believe that's that's the impact of reason	23	the part that represents the benefit to
24	coming back to where we put why do we give	24 25	Shreveport is degrading and they're still
25	incentives to manufacturing? Because putting Page 34	25	receiving full exemptions on that. Page 36
			`
1	assets in the ground creates value and then	1	CHAIRMAN JONES:
2	those industries bear the crux of the biggest	2	Well, that would be great if that would
3	share of the tax burden. So help me understand	3	happen, but I think the practicality of that is
4	what you mean when you say that if we don't fix	4	it's a slow fade. Companies what happens, I
5	this replacement value thing, it is going to	5	believe and I sat around some these tables
6	raise tax for other people.	6	before where these discussions have gone on, but
7	MS. HANSEN:	7	what happens is a company gets to a point where
8	Yes. Just to be clear about what we're	8	they say, okay, guys, we have got to make a call
9	talking about when we say this loophole will	9	here. And for many of our industries in
10	raise taxes for everybody else. What we meant	10	Louisiana that have industries across state
11	is when the eligible bases for an exemption is	11	lines, they have to then go to their bosses and
12	the full amount not netted out for depreciation,	12	they have to get an allocation of funds to spend
13	it means that less property would be taxable	13	that money here rather than Beaumont, for
14	which means the company simply has more exempt		example. And that has to be based on a lot of
15	property and less taxable property. And so in	15	different things. They may go and make a budget
16	that year to the extent that the budget stays	16	request this year and didn't get it. Next year,
17	the same in the parish, it's because other	17	didn't get it. Third year, didn't get it.
18	taxpayers are proportionally paying more.	18	Well, now the plant manager knows he is behind
19	CHAIRMAN JONES:	19	an 8 ball. And he knows that if he doesn't get
20	Well, yes, I don't think that plays out	20	the company to make a reversal on how it's going
21	practically, but I understand your point now.	21	to support this facility, this facility is going
22	Now I get what you are trying to say.	22	to get past the point of no return.
23	MS. HANSEN:	23	And so where I am coming from is I want to
24	Can I just add?	24	give a plant manager every opportunity, every
25	CHAIRMAN JONES: Page 35	25	benefit so that when he goes to his bosses and Page 37

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	1		
1	makes the case for I need to make this	1	to pay property taxes on 2 percent of the
2	investment in my facility to keep it upgraded or	2	overall investment. That would be about \$12
3	put in, I want to give him every bullet in his	3	million in revenue that would largely handle
4	belt that he needs to make the case. So that	4	Cameron Parish's fiscal issues or a tax cut
5	because I don't know what the bosses what is	5	of Cameron has the largest per capita
6	going to flip the switch for the bosses. I just	6	property tax base as far as we can tell in the
7	don't want to create a problem for the plant	7	entire country and one of the highest millages
8	manager. I want to give him the best argument	8	in all of Louisiana. It doesn't have to be
9	possible. That is where I am coming from.	9	either or and an extreme. A tiny, tiny sliver
10	MS. HANSEN:	10	would increase property tax revenue, lower the
11	And nothing that we have proposed	11	millage, and give a tax cut to Cameron LNG
12	constitute a penalty or any any problem for	12	itself because the millage is lower now. Does
13	that manager in the situation you just	13	it offset it entirely? Not entirely, but I
14	described.	14	think we looked at this a couple of years ago,
15	CHAIRMAN JONES:	15	it's like 75 percent, right. So it's we are
16	Well, I don't know. And I guess that's	16	not the room for yes ends here where the
17	what I am concerned about. Because it may be	17	things that are new investments and is still
18	clear in your minds, it's not clear in mine how	18	just preventing the extremes where you have made
19	it wouldn't. So you may we may be able to	19	an exemption automatic. The idea this affects
20	this do offline sometime. But I want that's	20	the tax base or the tax rates is not academic at
21	the reason I am having this discussion because I	21	this point. It was our hope that there will be
22	want you to understand what my mental block is	22	some places that would use, one, the overall tax
23	and what my mental model is. And if y'all	23	base would increase because of reforms and some
24	can because, again, to your general language,	24	places would use it not just to increase
25	it needs to be increase net value, I agree with	25	spending on services, but lower millages. That
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1	that. But what I am struggling with is how do	1	is happening across the river parishes.
2	you define that net value and how you get there.	2	And it is direct and concrete and factual
3	And I think in your slide you said	3	as a higher percent of the property has come
4	something about I think your slide said	4	back on the rolls that has broadened the base.
5	"subjective," I think you meant objective	5	They are able to lower the rate which lowers
6	there needs to be an objective standard and I	6	taxes for everybody including those companies.
7	agree with that as well. But how do you do that	7	And we think that as a principle that is worth
8	to me is the messy middle.	8	the challenge of the finding net new in serious
9	MR. BAGERT:	9	and subjective ways. It's going to be a
10	And that we do have the example of how	10	pittance literally within the margin of most
11	Texas has done it for as long as their 312	11	projects what do you call it the
12	311 program.	12	miscellaneous category, but it has a substantial
13	Just to go back to Cameron Parish to get a	13	impact on taxpayers. And it is not a time where
14	sense of what impact this would have there.	14	we think this is we think it's a
15	Cameron got its exemptions on the initial	15	nonideological proposal.
16	investments, right. Gigantic, unprecedented	16	I think we agree with everything that
17	historic changing capital investments. What	17	you're saying about at the end of the day is
18	this would do would be to say these much, much	18	industry good to have? Does it create jobs? Is
19	smaller maintenance investments that they have	19	there a net benefit? But where we are talking
20	gotten here or there since then and I'm not	20	about places where the amount is too small to
21	looking at the numbers right now but let's	21	affect a decision in a substantial way, but it
22	say those are 2 percent of the total, right.	22	does have a substantial increase or impact on
23	Those wouldn't be eligible for exemptions unless	23	the tax base. We should have this basic
24	they are adding value to that, like as we are	24	protection that Texas gives so we don't get into
25	saying, increasing the book. So they may need Page 39	25	extremes like Cameron, which honestly I think Page 41

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1	they are going to be living large in four or	1	is IEEFA, which is the Institute for Energy
2	five years, right. They did not have to suffer	2	Economics did a formal analysis of this and
3	the way they have in the last 10 years with a	3	really kind of did an analysis of the different
4	tiny, tiny margin percentage. 1 percent of that	4	changes that were made and whether they made a
5	exemption which, you know, is hard to believe	5	difference and what difference they seemed to
6	that would have tenure in the project, right.	6	have made. And it compared for past trends for
7	But that would have substantially addressed	7	property coming back on to the rolls and often
8	their problems.	8	it wouldn't.
9	CHAIRMAN JONES:	9	And what we are arguing is one of the
10	All right. Any other questions from the	10	driving reasons why it wouldn't is if you have
11	committee for Together Louisiana?	11	got a warehouse full of Nike tennis shoes with a
12	Yes, Ms. Ardoin.	12	10-year tax exemption, right, and your value is
13	MS. ARDOIN:	13	in those tennis shoes, well, you are going to
14	I don't want to get too down in the weeds.	14	start claiming ad valorem on those Nike tennis
15	I do teach accounting at the LSU. I just need	15	shoes because they are not going to make it for
16	to understand how are y'all calculating	16	10 more years. So it is year 8, you buy new
17	depreciation? Are y'all calculating it as a	17	shoes. You get the exemptions on the new shoes
18	decline in value? Or is it just based on a	18	and the snake keeps on eating its tail.
19	depreciation schedule?	19	There is obviously, we don't have
20	MS. HANSEN:	20	8-year property, but we do have, you know, 15-
21	We are using the depreciation schedule or	21	and 20-year property and the portion that is
22	a composite multiplier that is published by the	22	just replacing value here has been exempted.
23	Louisiana Tax Commission and the most recent one	23	Now, the reforms didn't directly address
24	which is 2023. So it's the same treatment that	24	that, but they did signal pretty clearly with
25	the assessors told us they use to perform their	25	the change in MCAs that we weren't interested in
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1	calculations on the taxable property.	1	replacement value. They did with the jobs. And
2	MS. ARDOIN:	2	we think the local control provision, messy as
3	Thank you.	3	it was or is, had a bar. Right now if you
4	MR. MILLER:	4	wanted an exemption, it wasn't just a matter of
5	Thank you for being here. You are	5	somebody filing paperwork. You had to go to
6	indicating the change that the reforms caused	6	your local officials and make a case for it.
7	the major shift particularly in St. Charles.	7	And a combination of those things means that
8	You have it if the changes had not taken effect	8	factually a substantial fewer number of
9	because there were a lot of big projects in	9	exemption requests and a smaller amount, except
10	St. Charles that weren't on the rolls. The only	10	for the big giant projects, it also by the way
11	real significant change that I presume or I	11	had no negative impact on capital investment.
12	think that were made were basically on capital	12	Capital investment increased year after year.
13	issues. So that would have been the only part	13	It was one of the best periods for overall
14	that was going to go off the rolls early on that	14	capital investment.
15	could have made a changeable difference. Was it	15	So it, for sure, was not only the reforms
16	that miscellaneous capital addition? Because	16	in any instance that added value to the rolls,
17	the project again, the main project was	17	it's a complex process, but there is a formal
18	coming on the rolls. So can you really you	18	study which we could send to you that pieces it
19	have stated that the rules changed to make that	19	out and it finds that a substantial part of why
20	significant difference and I just don't see how.	20	there is more value was the reforms and that's
21	MR. BAGERT:	21	why we think it would be a real shame to go kind
22	First of all, it's not one single thing	22	of back or to intentionally or not signal in the
23	and it varies parish by parish. There was a	23	opposite direction refine with replacement
24	substantial investment that came back on to the	24	investments, which we have with us, you know,
25	rolls in St. Charles. A group their acronym	25	that trend reversing and putting additional
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1	pressure on other businesses that don't get	1	is actually a precedent for this already in the
2	exemptions or homeowners.	2	rules in Section 511, Exemption of Capital. So
3	MR. POLOZOLA:	3	we would just apply the same logic to the
4	Mr. Bagert, your proposal in the later	4	definition for an addition to the manufacturing
5	part, page 10 and 11 of the slides. Why don't	5	establishment saying an installation or physical
6	you go through specifically what you are asking	6	change made to a manufacturing establishment
7	for the rule to be changed. How you would like	7	that increases its value above the baseline will
8	to see it changed?	8	be the assessed value of the facility where the
9	MS. HANSEN:	9	investment is made.
10	I will take this one. So we are proposing	10	So this is our attempt at an objective
11	that we follow the Texas model and allow	11	standard that says that is what an increase of
12	exemptions only on capital investments that	12	value means.
13	increase the value of the facility. So this	13	MR. POLOZOLA:
14	is this is the statute for what's the word	14	So when Mr. Bagert was saying he wants to
15	that I am looking Section 310 which is the	15	say define net new, is this your proposal for
16	corollary to the initial taxes that you earn in	16	defining that?
17	Texas.	17	MS. HANSEN:
18	Just reading from their rule they say, "An	18	It sure is.
19	extremely accepting taxable real property or	19	CHAIRMAN JONES:
20	leasehold interest or improvements on tax exempt	20	Any other questions from the committee?
21	real property may provide for the exemption of	21	Anything else?
22	such taxable interests in each year covered by	22	MR. BAGERT:
23	the agreement only to the extent its value for	23	Just backing out. The conditions for
24	that year exceeds its value for the year in	24	predictable clear absence of bickering I
25	which the agreement is executed."	25	don't mean bickering, because these are no
	Page 46		Page 48
1	So that's a fancy way of saying you can	1	bickering, sometimes it's a real question
2	only get an exemption on the new value. The	2	whether to do an exemption or not, right. But
3	value, you know, the new value on your property.	3	it's when we go to one extreme or another that
4	The investments that increase the value of the	4	we create the conditions in which that
5	facility.	5	contestation gets escalated. When it starts to
6	Just by way of an example, this is from,	6	feel like there is an automatic process, you
7	you know, the rules in Texas. They say, "A	7	know, it's 30 minutes time I'm not talking
8	business owns property valued at \$500,000 as of	8	about this board generally, I mean, this board
9	January 1 of the year the tax abatement	9	has wrenched this out of that practice. But for
10	agreement is executed. The business agrees to	10	years and years, this board would meet for 30
11	submit to the surety increasing its valuation to	11	minutes and, you know, approve things in a
12	\$800,000. The taxing unit may abate from	12	perfunctory way because that had been the
13	taxation up to \$300,000 of property value. The	13	standard practice. That felt and feels like
14	portion of the value that exceeds the base value	14	unacceptable to people because there is not
15	of \$500,000."	15	discretion and ignores the fact that it's
16	So the way that this works in practice is	16	possible to do harm by granting unused
17	if the taxable value decreases from that base	17	exemptions.
18	value, say, for instance, the value of the	18	If an exemption is not needed, it means
19	facility then dropped below \$800,000, the	19	that other people are paying and that is a
20	eligible basis of that \$300,000 would decrease	20	reality. Establishing something that is not
21	proportionally.	21	what people want, not even close to that, but
22	So our proposal is to do what Texas does.	22	that has some minimal protections. We think it
23	The eligible basis would be the net increase in	23	really could get us to a place where there is
24	value of the facility over the baseline value.	24	not a hue and cry and fight over this.
25	We think we can do this pretty clearly. There	25	We have got some basic protection which is
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1 to be very clear about that. We endorse LED's adding value. And a much clearer and more 2 approach here. And I think this is in we are 2 adding value. And a much clearer and more 3 calling this nothing but net. We think this is in we are 4 enforceable mechanism around that mainly is 4 but net is in line with LED's FIT that we should 6 So we hope, you know, you take into some 6 project approach to investments and that every 7 considering and low forward to engaging in 7 dollar is on the table. So this is a way in an 8 this process with you, and we do think it could 8 objective way and giving companies very clear 9 create genuinely stronger, better conditions for 9 fore And we have been really good about the 11 and one dup with 60 to 70 percent of that 18 80/20 split. We feel really good about the 11 and one dup with 60 to 70 percent of the tax 16 Thank you. 12 transpontering. Maximi Minichell had indicated a desire to speak. Ms. Minchell. 13 governor. There will be a sort of basic 18 Thank you. 14 defines in mathematically rather than by 16 Thank you. 15				
3adding value. And a much clearer and more 43calling this nothing but net. We think nothing 44enforceable mechanism around that mainly is value. 53calling this nothing but net. We think nothing 46So we hope, you know, you take into some consideration and look forward to engaging in a this process with you, and we do think it could 96by project approach to investments and that every 77consideration and look forward to engaging in 17dollar is on the table. So this is a way in an 88this process with you, and we do think it could 96project approach to investments and that every 71this process with you, and we do think it could 10for. And we have been really good about the 11 80/20 split. We feel really good about the this 1211an ongoing question about, well, what will 12 13governor. There will be a sort of basic 13 13 13 1313 13 13 1312preferences one way or the other but we are not 16 16 17 1616Thank you. 15 1613governor. There will be as our of basic 16 17 1818 10Thank you very much. 1614standard which says, you know, they made 17 1418 17 18 19 1018 11 1115preferences one way or the other but we are 15 16 1718 11 1018 1016nonserve 16 1018 1018 1017and ended up with 60 to 70 percent of the tax 1717 11 11 11 1218 <br< td=""><td>1</td><td>that an exemption could be contemplated as</td><td>1</td><td>to be very clear about that. We endorse LED's</td></br<>	1	that an exemption could be contemplated as	1	to be very clear about that. We endorse LED's
4 enforceable mechanism around that mainly is 4 but net is in line with LED's PTF that we should 5 value. 5 keep TTEP connected very connected to a 6 So we hope, you know, you take into some 6 project approach to investments and that every 7 consideration and look forward to engaging in 7 dollar is on the table. So this is a way in an 8 objective way and giving companies very clear 9 direction what they can and can't be exempted 10 the business community because there will not be 10 for. And we have been really good about how this 12 happen with TEP under this governor or that 12 is played out. This is just a way of puting a 13 governor. There will be a sort of basic 13 guardrail up around replacement capital that 14 standard which says, you know, they made 14 defines it mathematically rather than by 15 preferences one way or the other but we are not 15 category. 18 base of the entire industrial sector off the tax 18 Thank you. 19 rolls. 21 State your name and your position, please,	2	something new if there is something new, if it's	2	approach here. And I think this is in we are
5 value. 5 keep ITEP connected very connected to a 6 So we hope, you know, you take into some 6 project approach to investments and that every 7 consideration and look forward to engaging in a objective way and giving companies very clear 9 create genuinely stronger, better conditions for objective way and giving companies very clear 9 create genuinely stronger, better conditions for off off. And we have been really good about the 11 an ongoing question about, well, what will 18 80/20 split. We feel really good about the 13 governor. There will be a sort of basic 13 guardrail up around replacement capital that 14 standard which says, you know, they made 16 Thank you. 17 off he entire industrial sector off the tax 16 Thank you. 18 base of the entire industrial sector off the tax 17 CHAIRMAN JONES: 21 I want to say, Again, this is just one 24 Good morning. Mandi Mitchell had 22 for the record. 23 Mandi Mitchell had 20 23 I want to say, Again, this is just one 24 Good morning. Mandi Mitchell had	3	adding value. And a much clearer and more	3	calling this nothing but net. We think nothing
6 So we hope, you know, you take into some 6 project approach to investments and that every 7 consideration and look forward to engaging in 7 dollar is on the table. So this is a way in an 8 this process with you, and we do think it could 9 direction what they can and can't be exempted 10 the business community because there will not be 10 for. And we have been really good about the 11 an ongoing question about, well, what will 11 80/20 split. We feel really good about the withing a 12 angovernor. There will be a sort of basic 13 gourdnot predicate the way we did the last time 13 governor. There will be a vay of dire that that the 14 defines it mathematically rather than by 15 preferences one way or the other but we are not 15 category. 14 staff of the entire industrial sector off the tax 18 Thank you. 15 preferences one way or the other but we are not 16 Thank you very much. 14 regit not say. Again, this is just one 21 State your name and your position, please, 21 office nor anyone cles, and I am sure industry, 3 produt os reven as the cononinic development	4	enforceable mechanism around that mainly is	4	but net is in line with LED's FTF that we should
7 consideration and look forward to engaging in 7 dollar is on the table. So this is a way in an 8 this process with yon, and we do think it could 8 objective way and giving companies very clear 10 the business community because there will not be 10 for. And we have been really good about the 11 an ongoing question about, well, what will 10 for. And we have been really good about the 11 an ongoing question about, well, what will 11 80/20 split. We feel really good about the 13 governor. There will be a sort of basic 13 guardrail up around replacement capital that 14 standard which says, you know, they made 14 defines it mathematically rather than by 15 going to fig a hole the way we did the last time 16 Thank you. 17 CHAIRMAN JONES: 18 Thank you very much. 18 base of the committee, one member of the 21 State your name and your position, please, 21 of this process is to have a set of rules. 1 Lafayette Economic Development Authority. I am 22 corth is board nor, I think, the governor's 2 Good morning. Mandi Mitchell had 23 office nor anyo	5	value.	5	keep ITEP connected very connected to a
8this process with you, and we do think it could 98objective way and giving companies very clear 99create genuinely stronger, better conditions for 10106611an ongoing question about, well, what will 121180/20 split. We feel really good about how this 1312happen with TEP under this governor or that 1412is played out. This is just a way of putting a 1913governor. There will be a sort of basic 1513guardrail up around replacement capital that 1414standard which says, you know, they made 15144cfines it mathematically rather than by 1515preferences one way or the other but we are not 1615category.16male nded up with 60 to 70 percent of the tax 1717CHAIRMAN JONES:17and ended up with 60 to 70 percent of the tax 1918Thank you. vory much.19roll rescored.21State your name and your position, please, 2223I want to say. Again, this is just one 1423MS. MITCHELL:24doesn' want this program subject to change cevery four years. That's not good for anybody.236So I am horgin ghat we arrive at a place cevery four years. That's not good for anybody.3arctifical knowledge that I have having tody, I a much chairperson of the next couple of decades perhaps.111appreciate your time this morning. I 14appreciate your time this morning. I 14and chairperson of the ecornic for 15315well p	6	So we hope, you know, you take into some	6	project approach to investments and that every
9 create genuinely stronger, better conditions for 9 direction what they can and can't be exempted 10 the business community because there will not be 10 for. And we have been really good about the 11 an ongoing question adout, well, what will 11 80/20 split. We feel really good about the withs 12 happen with ITEP under this governor or that 12 is played out. This is just a way of putting a 13 governor. There will be a sort of basic 13 guardrail up around replacement capital that 14 standard which says, you know, they made 15 category. 16 going to dig a hole the way we did the last time 16 Thank you. 17 rad ended up with 60 ro 70 percent of the tax 18 Thank you very much. 18 base of the entire industrial sector off the tax 18 Thank you very much. 21 rwan to say. Again, this is just one 21 State your name and your position, please, 22 CHAIRMAN JONES: 22 for the record. 23 23 I want to say. Again, this is just one 25 dog bnumber one, president and CEO of the 24 member of the commitee, one member of the 24 <td>7</td> <td>consideration and look forward to engaging in</td> <td>7</td> <td>dollar is on the table. So this is a way in an</td>	7	consideration and look forward to engaging in	7	dollar is on the table. So this is a way in an
10 the business community because there will not be 10 for. And we have been really good about the 11 an ongoing question about, well, what will 11 180/20 split. We feel really good about how this 13 governor. There will be a sort of basic 13 guardrail up around replacement capital that 14 standard which says, you know, they made 14 defines it mathematically rather than by 15 preferences one way or the other but we are not 16 cation of the entire industrial sector off the tax 17 and ended up with 60 to 70 percent of the tax 17 CHAIRMAN JONES: 18 base of the entire industrial sector off the tax 19 rOthak you very much. 19 rolls. 19 All right. I know Ms. Mandi Mitchell had 20 So we thank you for your consideration and 20 indicated a desire to speak. Ms. Mitchell. 21 off this process is to have a set of rules. 21 State your name and your position, please, 22 CHAIRMAN JONES: 23 MS. MITCHELL: 24 Good morning. Mandi Mitchell. Day job - 23 I want to say. Again, this is just one 2 gractation and a sease tastof rules. 2	8		8	objective way and giving companies very clear
11 an ongoing question about, well, what will 11 80/20 split. We feel really good about how this 12 happen with ITEP under this governor or that 12 is played out. This is just a way of putting a 13 governor. There will be a sort of basic 13 guardrail up around replacement capith that 14 standard which says, you know, they made 14 defines it mathematically rather than by 15 preferences one way or the other but we are not 16 Thank you. 17 and ended up with 60 to 70 percent of the tax 16 Thank you. 18 base of the entire industrial sector off the tax 18 Thank you very much. 19 rolls. 14 Alf right. I know Ms. Mandi Mitchell had 20 So we thank you for your consideration and 20 indicated a desire to speak. Ms. Mitchell. 21 rey generous time today. 21 for the record. 23 23 I want to say. Again, this is just one 23 MS. MITCHELL: 34 24 member of the committee, one member of the comaintee, and I am sure industry, 4 doesn't want this program subject to change 1 Lafayette Economic Development Authority. I am 3 <t< td=""><td></td><td></td><td></td><td></td></t<>				
12 happen with ITEP under this governor or that 12 is played out. This is just a way of putting a guardrail up around replacement capital that 13 governor. There will be a sort of basic 13 guardrail up around replacement capital that 14 standard which says, you know, they made 15 category. 15 preferences one way or the other but we are not 15 category. 16 going to dig a hole the way we did the last time 16 Thank you. 17 and ended up with 60 to 70 percent of the tax 17 CHAIRMAN JONES: 18 20 So we thank you for your consideration and 20 indicated a desire to speak. Ms. Mitchell. 21 very generous time today. 21 State your name and your position, please, 22 CHAIRMAN JONES: 22 for the record. 23 I want to say. Again, this is just one 24 Good morning. Mandi Mitchell. 25 based, but what my goal is as we reach the end 25 Good morning. Mandi Mitchell. 26 row this process is to have a set of rules. 1 Lafayette Economic Development Authoriy. I am 26 every four years. That's not good for anybody. 2 proud		-		
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1		1	
$\begin{vmatrix} 1 \\ 2 \end{vmatrix}$	work very closely with the local and municipal	$\begin{vmatrix} 1 \\ 2 \end{vmatrix}$	exemption.
$\begin{vmatrix} 2 \\ 2 \end{vmatrix}$	transition team chair, Mr. Guy Cormier, in	$\begin{vmatrix} 2 \\ 2 \end{vmatrix}$	So I was around I served in two
3	collaborating on the number of initiatives.	3	different administrations and I have been
4	Additionally, we had economic development	4	through a couple of rounds of the incentive tax
5	practitioners at the table. Practitioners, the	5	reform. And I, you know, I hold high in high
6	individuals who are boots on the ground working	6	regard Richard Nelson and what he is trying to
7	with LED day in and day out to, number one,	7	accomplish and I hope he is able to accomplish
8	market Louisiana so that we do get more	8	that. He and everyone else in the legislature.
9	investment from manufacturers and other types of	9	But during those times of re-evaluating
10	companies, but working with our existing	10	our tax structure, tax code, incentives,
11	companies to help them expand and utilizing	11	exemptions, we took a close look twice at
12 13	tools like ITEP very, very frequently when we	12	economic development. And this whole what I am
	find ourselves on the short list, and we're	13	bringing up is a from a competitive standpoint.
14	there to show these companies how our state is	14	So both under Governor Jindal and Edwards, LED
15	more competitive than who else is on that short	15	conducted what we would call a sensitivity
16	list.	16	analysis on the industrial tax exemptions. So
17	Anytime you make a policy change let me back up. The industrial tax exemption program,	17	if we were to change or tweak the percentage,
18		18	what would that do to our ranking as a state for
19 20	as we all know, it's been around in Louisiana	19 20	cost of doing business for a labor-intensive
20	since 1936. So that program is designed as a tool to enhance our state's competitiveness.	20	company, manufacturer, and a capital incentive
$21 \\ 22$	And I will say this, post-pandemic, we are	21	company.
22	seeing an increase of re-shoring of	22	Under those analyses, we found that you really could reduce the exemption down to about
23	manufacturing of all types. Across the U.S.	23	70 percent and Louisiana would still be highly
24	south last year, \$200 billion of capital	24	competitive. And it's for a number of other
23	Page 54	23	Page 56
1	investments some to the south. We want	1	reasons that I will share with you in a moment
$\begin{vmatrix} 1\\ 2 \end{vmatrix}$	investments came to the south. We want	$\begin{vmatrix} 1 \\ 2 \end{vmatrix}$	reasons that I will share with you in a moment. What the policy decision was was to land at
$\begin{vmatrix} 2\\ 3 \end{vmatrix}$	Louisiana to get our fair share of those investments.	23	
4	We have to set ourselves apart from our	4	80 percent for a number of reasons. Number one, to ensure Louisiana remains among the topmost
5	neighbors. And I am sure that individuals	5	competitive states for manufacturers.
6	outside of the economic development, they are	6	Companies, executives, site selectors, they
7	doing their part with education, insurance	7	start looking at locations on paper.
8	issues, the coast, et cetera. In economic	8	I mean, obviously they have to take into
9	development, we are focusing on our level of	9	the account their own factors, supply chain, et
10	competitiveness and from the economics	10	cetera, labor laws, et cetera, for state to
11	standpoint and what we know is from	11	state. But they look on paper and that's before
12	manufacturers. For every one manufacturing job	12	they do the visits. So it does matter that you
13	that is created, anywhere from six to eight	12	have competitive incentives. So we did that
13	additional jobs outside of that company are	13	sensitivity analysis and we felt comfortable at
14	created in the community. So there is a reason	14	landing at the 80 percent.
16	that communities that economic developers clamor	16	Looked at some other things. We found
17	all over themselves for investments by	17	that many other states exclude school millages
18	manufacturers. The proof is in the pudding of	18	from property tax exemption program. Louisiana
10	manufacturing investments are significant and	10	does not. We found that in most other states,
20	they result in significant direct and indirect	20	local governments at the county level has sole
20	and induce effects for communities.	20	discretion over the eligible criteria. In
$21 \\ 22$	I do want to give some background and	21	Louisiana, we chose uniformity and I think
22	context on Louisiana's competitiveness when it	22	that's the right decision. Many other states
23	comes to our incentive toolkit and toolbox	23	rarely offered 100 percent or anything near 100
24	specifically with regard to the investor tax	24	exemption.
2.5	Page 55	25	Page 57
1			

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1We chose to have the mega projects1department's proposal as presented at the2exemption at 93 percent. And I am going to come2meeting is in alignment with the executive3back to mega projects in a moment, because I do3order. It streamlines and simplifies the4think it's wise to have that handy especially4process. I believe from some 15 steps do5when you have projects in the billions looking5five. If the proposal preserves that6to come to the south.680 percent, which protects revenues sorel7We found that many other states that had7needed by local governments. And I hav	1 /
 3 back to mega projects in a moment, because I do 4 think it's wise to have that handy especially 5 when you have projects in the billions looking 6 to come to the south. 7 We found that many other states that had 3 order. It streamlines and simplifies the 4 process. I believe from some 15 steps do 5 five. If the proposal preserves that 6 80 percent, which protects revenues sorel 7 needed by local governments. And I have 	
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6to come to the south.680 percent, which protects revenues sorel7We found that many other states that had7needed by local governments. And I hav	own to
7 We found that many other states that had 7 needed by local governments. And I hav	
0 1 1 1 1 1 1 1 1 1 1	e the
8 minimal thresholds for capital investment and 8 pleasure of working with state and local	
9 job creation; we do not. We also found that 9 officials when you are doing economic	
10some other states set minimal local hiring10development projects.	
11 threshold; we do not. The Texas Chapter 312 11 And there are times we get down to th	
12 Program, which we looked at closely, both times 12 wire to the end and the locals are looking	
13 that we were considering altering the program, 13 around saying, well, we don't have an acc	
14 and we found that locals, especially in Texas 14 road. Where are we going to find the mo	-
15 because their entire governing funding model 15 invest and put in an access road? Or ther	
16 between state and local is different here, but 16 no rail spur. These are real issues that po	
17 their locals always have full autonomy. And 17 during the course of trying to do a projec	
18some of them do use what well, actually not18And so what I am pausing there to star	
19some, all of them use the net increase19I do hope that the committee holds the line	
20 abatement, which I have no position on that 20 the 80 percent level of the exemption and	
21 but not at this time because I am still 21 the attempt to the temptation to in any	•
22digesting it.22shape, or form erode what that 80 percent	
23But I wanted to share all of that with23is doing for local governments today at the	nis
24 this group, with you-all, the committee, so that 24 point in time.	
25 you have some sense of the context of where 25 A couple of other things about the	D (0)
Page 58	Page 60
1 Louisiana stands currently competitively with 1 department's proposal. It preserves local	
2 the program at 80 percent and with the design 2 input. While the vast majority of local	
3 features we have in the program to streamline 3 governments under the previous administ	
4 the process, streamline the efficiency, 4 reforms chose not to hold hearings and hearings are streamline to hearings are streamline	
5 streamline the compliance. And so I think 5 vote on the program. The vast majority of	
6 that's critically important for you to have in 6 locals opted in for lack of a better term	
7 mind as you're contemplating the path forward on 7 Basically concurred with the decisions co	-
8 the program rules. 8 out of the Board of Commerce and Indust	•
	ne and
9 So the other point I want I would like 9 had a few situations where locals had gor	
10 to make is in reaction to the department's 10 created separate rules and that created	lments if
10to make is in reaction to the department's10created separate rules and that created11rules. So I have worked hard to encourage local11confusion. So there were multiple amend	
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10to make is in reaction to the department's10created separate rules and that created11rules. So I have worked hard to encourage local11confusion. So there were multiple amend12and regional organizations to submit their12you look at the executive orders. As a mail13feedback to the department. I do believe they13of fact, I think this is the third reform to the14have.14reform that we are talking about now.15And I will just share just a few15So, Mr. Chairman, what you just close16high-level thoughts. First of all, we do16with, I 100 percent agree. I hope that this17believe it's a solid proposal because that17the last iteration of any changes to the pro18framework honors the executive order, and it19business away. The lack of predictability20transition team which again was a it included20one clear way to chase away investments21private sector I'm sorry private sector21state.22practitioners, and we also had some local22So the economic development department	atter he ed s is ogram hase y is from our nent's
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1	their option, the nearest economic development	1	want to be able to show manufacturers we want
2	practitioner. Bringing those people to the	2	that investment in Louisiana and that we can
3	table as resources.	3	help effectively reduce their cost in doing
4	And let me say on the local committee,	4	business in our state.
5	they have a new idea. Several of the	5	And, of course, we have to keep all of
6	communities under the previous reforms already	6	this in context with the conversation about tax
7	had established a local committee for the	7	reform, which is critically important.
8	standpoint of being able to dive deeper into an	8	So I am going to summarize. From a policy
9	analysis on their decisions.	9	perspective, we are appreciative for the
10	And so I would just encourage the	10	department's proposal which preserves it at
11	department to reach out and offer support to	11	80 percent. And it streamlines the programs
12	local governments who are grappling with how to	12	from an administrative standpoint. It gives
13	establish their local ITEP committee. There are	13	compliance for the participating companies. It
14	a couple of parishes that already have very	14	maintains our level of certainty and
15	active ITEP committees. I believe Calcasieu has	15	predictability and takes out the guesswork for
16	already approved a couple of projects under the	16	what a company needs to do to earn the ITEP.
17	new framework.	17	And it provides locals with the revenues that
18	All right. And then on mega projects, I	18	they have been enjoying and benefitted from and
19	do strongly believe we should have that option	19	that locals sorely need. I know now that I am
20	for the department and for the board. The size	20	on the ground with them at the local level. So
21	of the projects nowadays, the impact they are	21	I have a heightened awareness of needs at the
22	having with these projects varying in different	22	local level.
23	states is significant. And you do we should	23	The last thing that I would suggest that I
24	have in our tool belt an increased level of	24	know that LED is going to probably throw rocks
25	exemption available at our disposal should we	25	at me. But I would suggest allowing companies,
	Page 62	25	Page 64
1	end up in a shooting match with another state	1	regardless of which set of rules they are under,
2	over a transformational project. And so I do	2	at the time of renewal the option to switch them
3	think the level for the mega projects should be	3	to the current what the progressed rules are
	think the level for the mega projects should be bumped up. I don't know that we have it in		-
3		3	to the current what the progressed rules are
3 4	bumped up. I don't know that we have it in	3 4	to the current what the progressed rules are coming from the department. And the reason I
3 4 5	bumped up. I don't know that we have it in there now it is still is relevant to the size of the projects that are coming today. So 500	3 4 5	to the current what the progressed rules are coming from the department. And the reason I say that is because I know there are four or five different frameworks right now and, I mean,
3 4 5 6	bumped up. I don't know that we have it in there now it is still is relevant to the size of the projects that are coming today. So 500 jobs, 500 million or half billion in investments	3 4 5 6	to the current what the progressed rules are coming from the department. And the reason I say that is because I know there are four or
3 4 5 6 7	bumped up. I don't know that we have it in there now it is still is relevant to the size of the projects that are coming today. So 500	3 4 5 6 7	to the current what the progressed rules are coming from the department. And the reason I say that is because I know there are four or five different frameworks right now and, I mean, one company could very well be under two or
3 4 5 6 7 8	bumped up. I don't know that we have it in there now it is still is relevant to the size of the projects that are coming today. So 500 jobs, 500 million or half billion in investments is a number I would recommend, but I am sure the department is going to run some analysis on that	3 4 5 6 7 8	to the current what the progressed rules are coming from the department. And the reason I say that is because I know there are four or five different frameworks right now and, I mean, one company could very well be under two or three different frameworks. And if you're a CFO or if you have other people at your department,
3 4 5 6 7 8 9	bumped up. I don't know that we have it in there now it is still is relevant to the size of the projects that are coming today. So 500 jobs, 500 million or half billion in investments is a number I would recommend, but I am sure the	3 4 5 6 7 8 9	to the current what the progressed rules are coming from the department. And the reason I say that is because I know there are four or five different frameworks right now and, I mean, one company could very well be under two or three different frameworks. And if you're a CFO
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1			
1	have to thread a lot of needles to figure how to	1	Okay. Let me get it while I got them all
$\begin{vmatrix} 2 \\ 2 \end{vmatrix}$	make that happen, but I think if we can achieve	$\begin{vmatrix} 2 \\ 2 \end{vmatrix}$	fresh in my head. We had some comments that we
3	that, that will be a net benefit long-term.	3	received. One of the regional economic
4	Let's go back up to the mega project. I	4	development organization suggested that the
5	was in a meeting with the tax assessors a few	5	redoes essentially be the local or the redoes or
6	weeks ago and Mr. Cormier was there. And he	6	one of the economic development organization
7	indicated that and I don't think that he's	7	regional economic development organization, be
8	here today, I haven't seen him in the audience.	8	the local committee. Do you have any thoughts
9	And if I misrepresent what he said, I am going	9	about that?
10	to apologize at the front end.	10	MS. MITCHELL:
11	But what I understood him to say is that	11	Look, I know that every parish is
12	he did not believe that the mega project concept	12	different. Some parishes, the citizenry would
13	was included in the executive order.	13	object to nonelected people making decisions
14	MS. MITCHELL:	14	on such heavy decisions on property tax
15	And I thought they did.	15	exemptions. So the feedback that I have gotten
16	CHAIRMAN JONES:	16	from regionals and locals is they ought to be
17	It's not specific.	17	the quarterback of the local ITEP committee
18	MS. MITCHELL:	18	process.
19	I don't know if that's an oversight or	19	In other words, number one, we have used
20	what.	20	the program to lure companies to the state or to
21	CHAIRMAN JONES:	21	help existing companies to expand, so we were
22	Well, that's what I am asking, because we	22	there from the beginning. But at the time we
23	need to know that. Because if it was not	23	have to organize the committee, assemble
24	mentioned in the executive order, and so I don't	24	information, digest the information, put it in
25	know if the mega project and we are going to	25	layman's term terms and call the committee
	Page 66		Page 68
1	need to get some clarification from the fourth	1	together to have an open discussion about it,
2	floor.	2	the regional or the local, we have already been
3	MS. MITCHELL:	3	behind the scenes anyhow helping with a lot of
4	Yes, we should.	4	that.
5	CHAIRMAN JONES:	5	And I will tell you before the executive
6	That's not a hill I want to die on, but I	6	order, Governor Landry's current executive
7	want to know. I want to know if that's in the	7	order, several parishes had already organized
8	mix or not.	8	themselves in that way. And honestly, as the
9	MS. MITCHELL:	9	person going around trying to coach local
10	During our conversations during	10	governments how to get ready to make their
11	transition, we didn't get that granular. So we	11	decisions on ITEP, I know that several parishes
1 4 7			
12	weren't talking about mega projects. We were	12	has these are the best practices model.
13	heavily talking about the administrative	13	I mean Calcasieu is one of them.
13 14	heavily talking about the administrative process. And that's how we landed on the local	13 14	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several
13 14 15	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was	13 14 15	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's
13 14 15 16	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was a heavy, heavy focus with administration of the	13 14 15 16	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's nobody is surprised. There is no guesswork.
13 14 15 16 17	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was a heavy, heavy focus with administration of the program and compliance. Really none of the	13 14 15 16 17	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's nobody is surprised. There is no guesswork. Nobody is confused. The information is there.
13 14 15 16 17 18	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was a heavy, heavy focus with administration of the program and compliance. Really none of the other program components were we all	13 14 15 16 17 18	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's nobody is surprised. There is no guesswork. Nobody is confused. The information is there. It's made public and the committee made their
13 14 15 16 17 18 19	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was a heavy, heavy focus with administration of the program and compliance. Really none of the other program components were we all understood those would stay the same, the	13 14 15 16 17 18 19	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's nobody is surprised. There is no guesswork. Nobody is confused. The information is there. It's made public and the committee made their decision. And so I don't know if I can give you
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13 14 15 16 17 18 19 20 21	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was a heavy, heavy focus with administration of the program and compliance. Really none of the other program components were we all understood those would stay the same, the 80 percent. The disallowance of miscellaneous capital additions and routine maintenance, that	13 14 15 16 17 18 19 20 21	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's nobody is surprised. There is no guesswork. Nobody is confused. The information is there. It's made public and the committee made their decision. And so I don't know if I can give you an answer or an opinion on the regional or being that local ITEP committee. And I say that
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13 14 15 16 17 18 19 20 21 22 23	heavily talking about the administrative process. And that's how we landed on the local ITEP committee, that one-stop shop. So that was a heavy, heavy focus with administration of the program and compliance. Really none of the other program components were we all understood those would stay the same, the 80 percent. The disallowance of miscellaneous capital additions and routine maintenance, that was understood. Those things are staying the same but we have got to streamline	 13 14 15 16 17 18 19 20 21 22 23 	I mean Calcasieu is one of them. St. Tammany, Ascension, there are several parishes that have a process that works and it's nobody is surprised. There is no guesswork. Nobody is confused. The information is there. It's made public and the committee made their decision. And so I don't know if I can give you an answer or an opinion on the regional or being that local ITEP committee. And I say that because in some parishes people are, you know, they do not react very well to nonelected people

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1	That was kind of my reaction, but I didn't	1	ITEP committee. Would the mega project also go
2	know if there was a strong feeling out there in	2	to the local committee?
3	the community on that issue or not, because I	3	MS. MITCHELL:
4	agree. I think the EEOs are going to be on the	4	Yes.
5	ground floor of whatever is going on. And just	5	CHAIRMAN JONES:
6	in my world and I don't play in this world	6	Or would it have an extended review by
7	because my job as you do, but it seems to me	7	local government?
8	that you guys are the facilitators and providers	8	MS. MITCHELL:
9	of information rather than the decision makers.	9	Yes. Well, today in the current rules, it
10	MS. MITCHELL:	10	follows the same process except the exemption
11	Yes.	11	rate is higher. It is 93 percent.
12	CHAIRMAN JONES:	12	CHAIRMAN JONES:
13	So I think that is the appropriate role,	13	Right.
14	but if I was missing something, I wanted to hear	14	MS. MITCHELL:
15	about that.	15	So as I was driving over, I actually was
16	MS. MITCHELL:	16	thinking about if you are going to do that
17	Yes. The folks that I have spoken to, the	17	higher threshold, what would be fair to make
18	majority, feel like just like what you said.	18	sure local government make sure their voice
19	The EEOs should take the role of convenor,	19	is heard in the process. And the reason I say
20	facilitator, the provider of information.	20	that is because some of those same parishes that
21	CHAIRMAN JONES:	21	have the heaviest level and heaviest
22	Okay. On the issue of the local ITEP	22	concentration of investment from industry and
23	committee, and I know Ms. Porter and other	23	manufacturers also struggle with local
24	members of the staff and I have talked about	24	infrastructure needs.
25	this at length, and I have been all over the	25	CHAIRMAN JONES:
	Page 70		Page 72
1	board on this because I agree there are some	1	Right.
2	communities who get it. They understand what	2	MS. MITCHELL:
3	they need to do. Others haven't quite figured	3	And so, you know, it's a fine line. You
4	out how to spread this meal. And because of the	4	want to be competitive but you also have to get
5	short period of time that is predicated in the	5	creative at making sure for those same new
6	EO, the one thing that I would suggest and I	6	companies those companies that are investing
7	don't know the right way to do this but there	7	and the people who are already there that you
8	are organizations out there, like the Louisiana	8	can provide for their basic infrastructure
9	Municipal Association and the Police Jury	9	needs.
10	Association, that I think are better positioned	10	So, you know, I do think some thought
11	to coach the local governments on how to do this	11	needs to be put into the mega project. The
12	rather than I don't remember LED telling	12	level it takes to achieve it and also the role
13	people how to do it. But I think that if we can	13	that locals would play.
14	figure out some way to communicate with LMA and	14	CHAIRMAN JONES:
15	the Police Jury Association and the School Board	15	Not necessarily the new ITEP committee,
16	Association, all of them say, guys, here's the	16	perhaps a more expanded approval process for the
17	problem. There is and it's not like you	17	higher project.
18	say, it's not that complicated once they think	18	MS. MITCHELL:
19	it through. But they should be able to provide	19	Yes. This is one way or to think about
20	those templates for the local government is my	20	it.
21	thought on that.	21	CHAIRMAN JONES:
22	Back to the mega project. One other	22	Okay. All right. Any other questions?
23	question on that. And I don't know how it works	23	MR. MILLER:
24	today and I apologize for that. But the 80/20	24	Being that I sit on the Police Jury
25	under the executive order that goes to the local	25	Association and the Parish Presidents of
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		1	

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1	Louisiana, and I am here representing local	1	Yes. Just to your point on mega projects.
2	government, on Friday we had an objective board	2	I would say this. That the department in the
3	meeting with the Police Jury Association. And	3	old days had a mega project development fund
4	the mega projects was one of the discussion	4	that the department needed to close the gap to
5	points. And it is just kind of cut to the	5	seal the deal, the department had a fund at its
6	bottom line.	6	disposal. To my knowledge, that fund has not
7	We would rather just see the mega projects	7	been replaced. I hope it does get replenished.
8	not at all. The definition has moved	8	Governor Landry, if you're listening in
9	dramatically and will continue to move	9	legislature, but it's not. And so we begin to
10	dramatically. So every time you label one, the	10	think about every little possible tool or trick
11	next project blows it out of the water. The	11	we can have up our sleeves to get ourselves over
12	next three or four projects could blow it out of	12	that finish line, so.
13	the water as far as \$100 million, \$500 million,	13	But I 100 percent understand where you're
14	\$600 million. It's going to continue to be a	14	coming from and I am not even going to disagree
15	moving target which then leverages into the idea	15	with you. I will just say that hopefully the
16	of uncertainty which you spoke about which in	16	department will have other tools at its
17	2016 I spoke about.	17	disposal.
18	So as a group and kind of it might not	18	MR. MILLER:
10	be as fully thought out as it needs to be, why	10	And on these bigger projects, like I said,
20	don't we just not have them. The 80/20 mega	20	in Tangipahoa, I am specifically talking about,
20	· · ·	20	we had a couple of projects that were \$60
	project can be defined by most parts are		
22	governed anyway by Constitution, right. So if	22	million, \$80 million, and there are three of
23	he sees this project is considered mega	23	them. In each of the cases we asked we
24	because in Tangipahoa Parish a \$600 million	24	locally asked for something specific from that
25	project might be mega. Obviously, in Calcasieu	25	company to help us improve the infrastructure in
	Page 74		Page 76
1	or Plaquemines, 20 billion is getting kind of	1	that area. They usually include it in their
2	the number, right.	2	project. We didn't have to add property tax.
3	MS. MITCHELL:	3	We need X number. We need you do to this,
4	Right.	4	whatever that means. Improve the drainage,
5	MR. MILLER:	5	improve this road in front of it, build out a
6	So, I mean, again that's kind of where we	6	wider road coming out of the backside. And
7	are and there is a lot more to be discussed	7	industry included it and did it. So the project
8	about that.	8	got finished.
9	We agree that the local government on the	9	MS. MITCHELL:
10	economic development, either the local economic	10	You guys are good negotiators.
11	development or the organization, EEO, should be	11	MR. MILLER:
12	creating and giving the information to the	12	So I don't see where a billion-dollar
13	locals. We take the responsibility and we	13	project adding \$15 million to build a road is
14	shouldn't be helping making those decisions for	14	going to change it.
15	them. So I agree with that.	15	MS. MITCHELL:
16	And both The Police Jury Association and	16	All of those could be in the benefit
17	the Parish Presidents of Louisiana are working	17	agreements.
17	on helping the parishes develop their plans.	17	MR. MILLER:
10	It's not a completed work yet, still work needs	10	That's right. And I am telling the locals
		20	
20	to be done, but it is in the discussion with		sitting in front of them, we are fighting for
21	some suggestions having gone out already.	21	you to get here. We need to help us deal with
		22	this issue.
22	So with that being said, I think we are	22	
22 23	kind of clear on what local governments need to	23	MR. POLOZOLA:
22 23 24	kind of clear on what local governments need to do.	24	So I think we're getting into a lot of
22 23	kind of clear on what local governments need to		

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1	probably outside of the scope of what we are	1	MS. MITCHELL:
2	prepared to discuss today.	2	Thank you. And I appreciate the way
3	I would just request that LED, Ms. Porter,	3	you-all are running the process being thoughtful
4	I would request that we get some input from LED,	4	and deliberate and making sure everybody gets
5	some positions from LED on the mega project	5	their input in. So thank y'all. Hopefully for
6	concept, any changes that might be considered by	6	the last time.
7	this committee to include levels of, you know,	7	CHAIRMAN JONES:
8	Ms. Mitchell mentioned 500 jobs, \$500 million,	8	All right. Those are the only two that
9	but I think the entire the entire section we	9	indicated an opportunity to speak, but if
10	need to talk about in-depth. And, in	10	anybody else would like to come and make
11	particular, compare this with other states. I	11	comments.
12	am sure there are models and guides from other	12	Yes. Mr. Waguespack first.
13	states that we can take into consideration. But	13	Mr. Waguespack, state your name and
14	I think that needs to be part of this rule	14	position for the record, please.
15	making.	15	MR. WAGUESPACK:
16	Thank you.	16	Glenn Waguespack, St. James Parish
17	MR. MILLER:	17	assessor. I am here representing the assessors
18	I want to add. We need to start to think	18	of the ITEP committee, I'm the chairman.
19	of competitiveness of other states. We need to	19	I feel sometimes like our tax policies are
20	do it. We need to be careful about looking at	20	a little bit like our Louisiana weather. You
21	this in a silo. Because competitiveness for	21	are not happy, just wait a while and it will
22	Louisiana is actually a lot better than what	22	change. But this is a very complicated program
23	ITEPs are a whole lot better than some others,	23	and there is no one size fits all. I heard
23	but overall overall, our competitiveness is	24	presentations from Together Louisiana and that's
25	pretty good. It is just how we get there,	25	a lot of truth to it in the sense that let's
25	Page 78	25	Page 80
1	right. The complexity of what everybody	1	assume that we have the 30 million we have a
2	complains about. We don't want to create any	2	company who's neglected their maintenance and
3	more complexity and/or we need to look at more	3	they are asking for from the assessor's
4	than just ITEP if we are going to try to make it	4	standpoint, asking for a 30 percent economic or
5	most competitive.	5	functional obsolescence which may be real. So
6	MS. MITCHELL:	6	now they are vying for a \$30 million industrial
7	Absolutely. I mean, it's our education	7	exemption.
8	outcomes, you know, quality of life, quality of	8	Well, you can't have both. And that's the
9	place, different crime, regulatory	9	way I see it. There has got to be a little bit
10	environment. You know, the company looks at all	10	of a guideline. And believe me, I am all for
11	of that. Honestly, they probably looked first	11	our industrial partners, our manufacturers.
12	at workforce. And then they start looking at	12	St. James Parish is one that is highly dependent
13	cost of doing business. And they get down into	13	upon, you know, the investments from industry.
14	the weeds. And part of cost of doing business	13	But I just think it's got to be a good balance.
15	is what incentives are out there to help the	15	Sometimes I feel like that balance is a little
16	company reduce its costs compared to your	16	bit lacking.
17	comparity reduce its costs compared to your competitive states.	17	One of the things from the assessor's
18	So you are right. It is multiple factors,	18	standpoint, we agree that the 80 percent
10	but I will tell, ITEP put us on the map for	10	80/20 is a very good incentive. Everyone I
20	manufacturers.	20	spoke to would just like to see 80/20. I
20	CHAIRMAN JONES:	20	
$21 \\ 22$		21	imagine if a mega project comes and the governor wanted be could override it right. So that
	Any other questions for Ms. Mitchell?		wanted, he could override it, right. So that
23	Ms. Mitchell, thank you for your time this	23	comes down to just one person making a decision.
24	morning. I appreciated your comments and your	24	That's fine.
25	input.	25	The other thing is from the local
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1	standpoint, I think it's very important that we	1	CHAIRMAN JONES:
2	continue to have local input on these projects.	2	Mr. Waguespack, thank you for the
3	It makes everybody feel like they got a stake in	3	opportunity to come and being part of your
4	it and they got some say so. And in St. James	4	committee's meeting. And I heard a lot of
5	Parish in the very beginning in 2016, we did	5	things that that to me were enlightened. One
6	that. But in some incidences, you know, if the	6	of the things that I think I took away from that
7	parish president is not talking to the sheriff	7	meeting as much as anything is that it's
8	or if the sheriff or if the sheriff is not	8	we're doing a good thing to rewrite the rules,
9	talking to the superintendent, it gets it	9	no doubt about it. But I think some of the
10	could be politically a problem sometimes. So	10	efforts, the continuing efforts, and I think the
11	there's no way to get around that one.	11	governor's ego as well as the transition
12	I also feel like we just need again,	12	committee, as we heard from Ms. Mitchell, one of
13	the rules, I am glad that you-all are hearing	13	the goals was to make this a more streamlined,
14	everybody's opinion on it. Of course, there is	14	easier to administer system. And I think
15	a lot of opinions. But again, I want to thank	15	that's that is everyone's goals goal. But
16	y'all for at least taking the time to listen to	16	I believe that re-writing the rules is only
17	us.	17	going to be one step. I think we also have to
18	One other thing is the reporting. I just	18	we not "we," the Board of Commerce and
19	thought about that before I close. Reporting	19	Industry, but LED is going to have to take a
20	from the assessor's standpoint that AFC on date	20	look at Fastlane, the software system that is
21	of final completion should include all costs.	21	used to in which this system is basically
22	You know, right now they separate the	22	navigated today. They are going to have to look
23	engineering costs from the architect fees or	23	at that system. Is there a way to take out some
24	labor. I think those need to be included in the	24	issues there.
25	cost, however they do it, because we don't have	25	I think to your point that I think that
	Page 82		Page 84
1	engineers on our staff. So they need to include	1	you were just speaking to, there is going to
2	all costs in that affidavit and it should be	2	have to be some issues as to rewriting forms and
3	standardized so that with the technology today,	3	I think there is going to have to be some
4	we can import that whole spreadsheet into our	4	coordination with Louisiana Tax Commission on
5	systems. Yes, we may have to doctor it up a	5	that to make sure I think we can make this
6	little bit, but it would save a lot of time.	6	whole system if we are going if we are
7	I think that we are going to have to have	7	meeting the goal of being streamlined, I think
8	some rules from the LTC, the Louisiana Tax	8	is it more than just fixing the rules, I guess
9	Commission, as to how we treat you know, at	9	is what I am trying to say.
10	one point it was a 10-year exemption and	10	It is going to be a software issue. It is
11	everybody stuck it in the file cabinets for 10	11	going to be forms issues. It's going to be
12	years. Well, things have changed. So the LAT	12	coordinating with the tax commission on making
13	forms will have to include the LAT forms will	13	sure all of our rules go just they way they need
14	have to include the way that they are going to	14	to.
15	report now that it's active. All of the assets	15	So I am not asking anything of you other
16	whether they are exempt or taxable are on the	16	than that for you and your group to continue to
17	tax roll. So the company has got to realize	17	work with LED and perhaps the tax commission.
18	that they need to report those assets just like	18	There may be some more work that is more
19	they report taxable assets.	19	lifting that has to be done even after these
20	So, again, I want to thank you-all. I	20	rules are done.
21	appreciate the effort that you-all have made,	21	MR. WAGUESPACK:
22	and hopefully we can come up with a decision	22	And I think all of the positions are very
23	that's going to be rules that will be, like	23	close to LED already. So I might add just one
24	you said, it is going to make some people happy	24	other thing. On these industrial exemptions,
25	and some people maybe not. Page 83	25	when the companies report and they have assets Page 85

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1for two or three years, I think any asset or1and natural gas industry i2group of assets that were given an industrial2Gulf of Mexico. Our me3exemption should carry that number forever until3the largest companies in4it's disposed of. Because it's very hard to4chosen Louisiana as a pla5track.5capital.6My chief deputy does a lot of that6TTEP has long been a7footwork and I get nothing but complaints. What8is a vital to encouraging 48reconcile? There is no way to reconcile that9helping drive our state ar10exemption is what I am saying. You know we all11In 2016, former Gove11reconcile these industrial exemptions.11In 2016, former Gove12reconcile these industrial exemptions.11In 2016, former Gove13ITEP in 80 years through14These orders, among oth14Like I say, I am not in those weeds and16introduced new investme15tax burden on manufactu16introduced new investme16people that will get into those weeds and16introduced new investme17hopefully can make that work.17for ITEP, thus rendering18Any other questions? Mr. Polozola.18percent taxable. These c19MR. POLOZOLA:19maintenance capital, mis20I just want to clarify, Mr. Waguespack.21process in the state with 1221 <td< th=""><th>mbers represent some of the world and they have ace to invest their driving force behind stry, and further, it capital investment in d local economy, as mor John Bel Edwards nificant changes to executive orders. er changes, increased the</th></td<>	mbers represent some of the world and they have ace to invest their driving force behind stry, and further, it capital investment in d local economy, as mor John Bel Edwards nificant changes to executive orders. er changes, increased the
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7 Thank you. 7 jurisdictions. We recogn	
	I
8 CHAIRMAN JONES: 8 believe that continuing to	ized also, however, and
	o fully tax
9 I appreciate the feedback this morning. 9 miscellaneous capital ad	
10Mr. Landry.10capital, this will require of	
11Please state your names and positions for11upgrades and replacement	-
12 the record, please. 12 state and local economie	
13MS. CAIN:13competitive market. We	-
14 Hi. I'm Ashley Cain, Director of Public 14 consider all capital exper	
15and Government Affairs For the Louisiana15program. And we believ	
16 Mid-Continent Oil & Gas Association. We are 16 are good for Louisiana as	
17also known as LMOGA.17stable property, tax value	
18I just want to begin by thanking you-all18local tax revenues and er	
19 and the committee and the Board of Commerce and 19 manufacturing infrastruc	
20 Industry for engaging industry stakeholders 20 Furthermore, we do see	
21 throughout this process. We want to 21 capital investments would	
22 additionally recognize how open and productive 22 competitive through the	ee the tax credit on
23 the process has been. So thank you for that. 23 managers are consistently	ee the tax credit on d make Louisiana more
24 Since 1923, LMOGA has been the lead trade 24 states for the deployment	ee the tax credit on d make Louisiana more TEP program. Plant
25 association representing all sectors of the oil 25 By adding these changes	ee the tax credit on d make Louisiana more TEP program. Plant y competing with other
Page 87	ee the tax credit on d make Louisiana more (TEP program. Plant y competing with other t of their investment.
25 association representing all sectors of the oil 25 By adding these changes	ee the tax credit on d make Louisiana more TEP program. Plant y competing with other

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1 strong message that it will continue to compete				
3Therefore, we respectfully request that3looking at -1 think Together Louisnan put in4you consider and include all investments be5striking with, increase its value and they6Our member companies can and do generate6striking with, increase investment and grow opportunities7substantial revenue for the ICEP program.7Thark whare we are talking about, the utility of8And we are confident that improving ITEP rules8that plant. The competitiveness of that plant.9will increase investment and grow opportunities9davancing. Probably work replace a job to job10for oppole who live and work here.10advancing. Probably work replace a job to job11To close, I just want to thank you again11or increase jobs, but to maintain that12inprove the program. Your work is crucial in13bit longer means that those jobs stay and14making Louisiana a more attractive destination14investment stays, expansion incur because they15for industry when they are looking here to15competitiveness.17operations. Thank you.17Competitiveness within their company that18they can bring down more investment when it is19Thank way, Ms. Cain.1920MR, LANDRY:2021Mr. Chairman, Brian Landry, Louisiana2122Chemical Association, Vice President of Local2223Affairs.2324I industry. We have 70 large chemical14				-
4you consider and include all investments be eligible for the ITEP program.4their presentation, something that they were striking with, increase its value and they7Substantial revenue for the local government.5striking with, increase its value and they8And we are confident that improving ITEP rules7That's what we are talking about, the utility of that plant. The competitiveness of that plant.9will increase investment and grow opportunities for the people who live and work here.10advancing. Probably won't replace a job o job or increase jobs, but to maintain that12for your efforts in promulgating new rules to improve the program. Your work is crucial in improve the program. Your work is crucial establish new projects or expand their existing operations. Thank you.13bit longer means that those jobs stay and investment stays, expansion incur because they are trying to get to a point of global competitiveness.17operations. Thank you.17Competitiveness.18CHAIRMAN JONES:18they can bring down more investment when it is toloking between Baytown and Baton Rouge. They want to encourage that. And we have aready - want to encourage that. And we have aready plant, and percohemical plant that they want to plant, and percohemical plant that they are and towing the percohemical plant that they are and towing down represent almost 10021industry. We have 70 large chemical suppiers, over 850 members there that helps suppiers, over expland that and the chares ta a very		*	2	
5 eligible for the ITEP program. 5 strikting with, increase its value and they 6 Our member companies can and do generate 5 strikting with, increase its value and they 8 And we are confident that improving ITEP rules 8 that a plant. The competitiveness of that plant al plant. 9 will increase investment and grow opportunities 9 How can we continue that? Technology is 10 for offors in promugating new rules to 10 roincrease jobs, but to maintain that 11 roincrease plobs, but to maintain that 110 viability, that utility of that plant a little 12 for yone offors in promugating new rules to 11 increase jobs, but to maintain that 14 making Louisiana a more attractive destination 14 investment stays, capansion incur beccause they 16 establish new projects or expand their existing 17 Competitiveness. 17 Denetity, We. Na, S. Cain. 19 looking between Baytown and Baton Rouge. They 20 MR. LANDRY: 20 we had a large company right here in Baton Rouge 21 Mr. Chairman, Brian Landry, Louisiana 21 we had a large company right here in Baton Rouge lose an investiment to Baytown. They wanted	3		3	
6 Our member companies can and do generate 6 strike through utility and competitiveness. 7 substantial revenue for the local government. 7 That's what we are talking about, the utility of 9 will increase investment and grow opportunities 9 8 that plant. The competitiveness. 9 will increase investment and grow opportunities 9 How can we continue that' Technology is 10 for the people who live and work here. 10 advancing. Probably won't replace a job to job 11 To close, I just want to thank you again 11 or increase jobs, but to maintain that 12 for pour efforts in promulgating new rules to 13 bit longer means that those jobs stay and 13 improve the program. Your work is crucial 13 investment tags, expansion incur because they 15 for industry when they are looking here to 15 are trying to get to a point of global 16 establish wou, Ms. Cain. 19 Thank syou, Ms. Cain. 19 19 Thank syou, Ms. Cain. 10 they can bring down more investment thes altow. Rule wat to an altow Rouge. 24 Affairs. 24 plant, and petrochemical plant that they want to patt on they and altow ane	4		4	· · ·
7 substantial revenue for the local government. 7 That's what we are talking about, the utility of 8 And we are confident that improving ITEP rules 8 that plant. The competitiveness of that plant. 9 will increase investment and grow opportunities 10 for the people who live and work here. 10 11 To close, I just want to thank you again 11 that utility of that plant a little 13 improve the program. Your work is crucial in 13 bit longer means that those jobs stay and 16 establish new projects or expand their existing 16 competitiveness within their company that 18 CHAIRMAN JONES: 17 Competitiveness within their company that 18 thax you, Ms. Cain. 19 loosign between Baytown and Baton Rouge. They 20 MR. LANDRY: 20 want in encourage that. And we have already 21 Mr. Chairman, Brian Landry, Louisiana 21 we had a large company right here in Baton Rouge 21 Industry. We have 70 large chemical 21 it brings that utility, you know, what's the 23 andifternt sites. We also have Louisiana 1 it brings that utility, you know, what's the 24 <t< td=""><td>5</td><td></td><td>5</td><td>striking with, increase its value and they</td></t<>	5		5	striking with, increase its value and they
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1	and keep those investments here and those	1	members to get those to LED as well.
2	expansions here. That's what we need to do.	2	MR. LANDRY:
3	And I will conclude and open for any questions.	3	Same here.
4	CHAIRMAN JONES:	4	CHAIRMAN JONES:
5	Thank you, Mr. Landry. And I hear your	5	I think Mr. Polozola's point is well
6	call for miscellaneous capital innovations and	6	taken. It may be even the governor's office
7	environmental upgrades. And, essentially, I	7	would be interested in specific proposals rather
8	agree with you on all of those. But I think	8	than just concepts. And so that may be
9	that as I read this executive order, that has	9	something to do. I know that the industry,
10	been exempted out by the governor. And,	10	whenever it presented their redlines, they had
11	frankly, until I hear from the governor that he	11	some very specific matters included and we may
12	is open to re-thinking that, I am not sure this	12	want to look at that. But if there is a
13	committee or the board is going to be prepared	13	proposal to be made and then that decision is
14	to fight on that hill, so. But, frankly,	14	going to be made above my pay grade, I believe.
15	philosophically I understand your point.	15	MR. POLOZOLA:
16	Going back to our earlier discussion with	16	And given your companies that are members
17	Ms. Hansen and Mr. Bagert, I think there are	17	of your organizations are very involved in the
18	several MCAs that add value at the end of the	18	CCUS space, we are trying to do the best we can
19	day. And I am afraid the MCA argument, we used	19	to make a uniform rule and for it to last a long
20	an ax when we could have used a scalpel. But	20	time. So if there is there are things that
21	that may or may that ship may have sailed, I	21	you believe that the rules as you are currently
22	don't know.	22	tracking through the revisions are not
23	Same thing for economic excuse me,	23	accounting for CCUS, then this will also be
24	environmental upgrades. I think there are	24	something good to talk about now, you know.
25	certain environmental requirements that as	25	MS. CAIN:
	Page 94		Page 96
1	matters change I was in a very interesting	1	Thank you.
2	conversation a few weeks ago about CCUS and	2	CHAIRMAN JONES:
3	impact on ITEP. And that makes for you start	3	Any other questions? Thank you very much.
4	chasing that rabbit hole that gets really	4	Appreciate your input and appreciate you being
5	interesting real quick. But all of that to say	5	here this morning.
6	I am perhaps even sympathetic to your argument.	6	MS. CAIN:
7	I am just not sure that the governor has given	7	Thank you so much.
8	us that ability to pivot on those issues. So we	8	MR. LANDRY:
9	will see. We will see.	9	Thank you.
10	Do you have any questions or comments for	10	CHAIRMAN JONES:
11	Ms. Cain or Mr. Landry?	11	Anyone else? Any other comments?
12	MR. POLOZOLA:	12	Ms. Boatner.
13	So I guess in regard to what the chairman	13	MS. BOATNER:
14	is saying if there are proposals I believe	14	Rhonda Boatner, DDA Consultants. I want
15	you're asking for sort of the MCA required	15	to thank the committee, the board, and LED for
16	environmental upgrades and replacement parts to	16	all of your efforts in trying to streamline this
17	be kind of reversed the way it was before 2013.	17	process. I just want to make a comment about
18	If there is a middle ground, a proposal is	18	the discussions earlier with Together Louisiana
19	something that you will propose. I think this	19	about the net increase in value of to be able
		20	for the exemption. Although this program is
20	would be the time and in the coming weeks to		
20 21		21	investment driven, it's also asset specific.
	make those proposals to the extent the governor's office would consider it.	21 22	-
21	make those proposals to the extent the		And so it's not that we can just say a \$300,000
21 22	make those proposals to the extent the governor's office would consider it.	22	-
21 22 23	make those proposals to the extent the governor's office would consider it. MS. CAIN:	22 23	And so it's not that we can just say a \$300,000 increase in investment awards you the exemption.
21 22 23 24	make those proposals to the extent the governor's office would consider it. MS. CAIN: Yes, sir. I know we are working on some	22 23 24	And so it's not that we can just say a \$300,000 increase in investment awards you the exemption. It's based on assets. And then annually, most

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1 so that's then going to reduce that \$300,000 1 process. 2 exemption they can get. 2 Along those lines, we are talking about 3 So I feel like, once again, we would be 4 implementation of email notifications from 5 based on an increase in value because there are 5 Fathane to send reminders to companies or 6 also retirements and disposals or assets that 6 commute the assessment - you 8 an asset-based program and the assessment - you 8 days before the deadlines, particularly for the 10 based on a listing of assess. 9 new APPR, for the Annual Project Property 11 based on a listing of assess. 11 discussed this a good bit in the last couple of 12 Daky. I think that 1 understand your 12 meetings: we just wanted to enforce our support 15 Thank you. 15 Thank you. 16 local ITEP committee - keyword - 'may'' 19 record, please. 17 the local ITEP committee - keyword - 'may'' 19 record, please. 19 otheir chosing. And then again it is an 21 Myn ame is Kyle Buckley and I am the 21 outline. I a				
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1	Thank you-all for your time and I really	1	That makes it a lot easier for us when we get a	
2	appreciate y'all for taking the time during this	2	project plan, for example, from a company. And	
3	process hearing everybody out.	3	they say, okay, over the next three years, here	
4	CHAIRMAN JONES:	4	are our ideal projects that we would like to do.	
5	I tell you it's amazing to me as I read	5	And some of them might need to replace, you	
6	through the summary of comments that we have	6	know, an item. And some of them might be to	
7	gotten over the last few weeks how much and	7	upgrade their controls. And as we go through	
8	please take this back to the folks that you	8	that list for a company and we look through it,	
9	report to at home, how much we appreciate the	9	it would be nice to say, look, that's an	
10	thoughtfulness y'all have put in. Because we	10	environmental upgrade, we can include that.	
11	didn't hold the key to the truth in this thing	11	That's in the rules. We are going to have to	
12	here, we really don't. And we need for for	12	carve that out.	
13	those of you-guys that are dealing with this on	13	Because the other point I want to make is	
14	a day-to-day. We need to hear how it's working	14	that Together Louisiana mentioned was limited to	
15	so that we can we may be able to broad-brush	15	a project description. That is so difficult to	
16	concepts, but when it gets down to tweaks, that	16	do. That, in my opinion, that's what caused the	
17	is really where we need y'all's help. So thank	17	most head-butting between LED, industry, and	
18	you very much for participating.	18	consultants. It's trying to because, you	
19	MR. BUCKLEY:	19	know, how I describe something might be	
20	Thank you.	20	different than how they interpret it.	
21	CHAIRMAN JONES:	21	There are misunderstandings on what's, you	
22	Anyone else? Ms. Porter. Before I get to	22	know, what's included in the project, what's not	
23	you, Ms. Porter, let's get your name.	23	included in the project. And so that would be	
24	MR. BRODERICK:	24	an area of subjectivity that I feel like if we	
25	Thank you. Jesse Broderick, Sumit	25	can somehow eliminate that. My proposal would	
	Page 106		Page 108	
1	Credits. We work with these programs. I have	1	be a timeline, a three-year timeline. And	
$\begin{vmatrix} 1\\2 \end{vmatrix}$	Credits. We work with these programs. I have been doing this for 22 years. I just wanted to	$\begin{vmatrix} 1\\2 \end{vmatrix}$	be a timeline, a three-year timeline. And include in that three-year timeline, those	
2	been doing this for 22 years. I just wanted to	$\begin{vmatrix} 1 \\ 2 \\ 3 \end{vmatrix}$	include in that three-year timeline, those	
2 3	been doing this for 22 years. I just wanted to give you I brought a couple of things for you	2	include in that three-year timeline, those assets and those projects as long as they are	
2 3 4	been doing this for 22 years. I just wanted to give you I brought a couple of things for you guys to consider and to think about.	2 3 4	include in that three-year timeline, those assets and those projects as long as they are not on the disallowed or the naughty list. And	
2 3 4 5	been doing this for 22 years. I just wanted to give you I brought a couple of things for you guys to consider and to think about. The first is miscellaneous capital	2 3 4 5	include in that three-year timeline, those assets and those projects as long as they are not on the disallowed or the naughty list. And that makes it in our opinion very subjective.	
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1	inventory exempted under the freeport exemption	1	Thank you.	
2	in Texas. We don't offer that at the local	2	CHAIRMAN JONES:	
3	level, but Texas does. So when you factor that	3	Ms. Porter. Good morning.	
4	in with the way they do their net value	4	MS. PORTER:	
5	increase, it's just not apples to oranges in my	5	I am Robin Porter, Executive Counsel for	
6	opinion. So we just want to throw that plug out	6	LED. First of all, I would like to just thank	
7	there. I don't think that looking to Texas	7	everyone who has come out today to provide	
8	would be the right thing to do in that	8	comments. It's really appreciated. It helps	
9	situation.	9	this process run smoother. And I can say that,	
10	CHAIRMAN JONES:	10	you know, encouraging the feedback, I'm happy	
11	Going back to your MCA discussion because,	11	that people were receptive to that as well.	
12	again, I think you are right. I think it's	12	But just to comment. I just wanted to	
13	become a majority, but in fairness I think the	13	briefly state with Mr. Buckley who was	
14	way industry used the MCA in the years past,	14	indicating that I believe he would like to see	
15	it's like anything. Once you abuse a privilege,	15	more data analysis come forward and I just	
16	the consequences are going to be unpleasant.	16	wanted to make you aware, Jerry, and also the	
17	My momma taught me that. You know, I had	17	committee that we currently LED is currently	
18	a driver's license but as soon as I got a	18	doing that. It's a community impact analysis.	
19	speeding ticket, that driver's license went	19	That's done on all applications that's placed on	
20	away, you know, but.	20	the agenda. So, you know, I don't want to	
21	And so I think that you are right. The	21	commit anybody's team, but Tedra's team does a	
22	MCAs, it's been caught up into a negative and	22	great job in doing so. So that is something	
23	that goes to my earlier comment. I think we	23	that we have internally.	
24	could have been more precise about MCAs that add		CHAIRMAN JONES:	
25	value versus MCAs that don't. But right now all Page 110	25	Perfect. Good. Page 112	
	`		Tage 112	
1	I see in the EO is what the EO says. Until	1	MS. PORTER:	
2	somebody on the fourth floor tells me that that	2	Thank you.	
3	language doesn't mean what it seems to mean, it	3	CHAIRMAN JONES:	
4	means no MCAs, no environmental upgrade, et	4	Thank you, Ms. Porter.	
5	cetera, et cetera, until somebody tells me to	5	Anyone else?	
6	the contrary, I am going to follow the EO. So I	6	Yes, ma'am. Please come forward. State	
7	appreciate that.	7	your name and your position, please.	
8	Now having stated all of that to	8	MS. WILSON:	
9	Mr. Polozola's earlier point, if you have got	9	Paula Bailey Wilson, I am the legal	
10	specific language that you can recommend or	10	lobbyist for the Louisiana Municipal	
11	suggest, get it to us because if the case is	11	Association.	
12	going to be made to the governor's office that	12	CHAIRMAN JONES:	
13	perhaps we ought to make a more nuanced	13	Yes, ma'am.	
14	evaluation of these concepts, I think	14	MS. WILSON:	
15		15	I am here because you referenced the	
111	specificity is going to be better. I don't		-	
16	think that we can come in with an idea unless we	16	Police Jury Association and you referenced	
17	think that we can come in with an idea unless we can give him specifics and reason. And then he	16 17	Police Jury Association and you referenced several times the Louisiana Municipal	
17 18	think that we can come in with an idea unless we can give him specifics and reason. And then he has got to make that decision whether that's	16 17 18	Police Jury Association and you referenced several times the Louisiana Municipal Association. So I wanted to let you-all know	
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1	concepts. We received LED concepts. We have	1	Next meeting. Do we have some ideas when
2	been, over the course of the last five weeks, we	2	we have rooms available, Ms. Simmons?
3	have been receiving public comments from	3	MS. SIMMONS:
4	stakeholders and today is an opportunity to get	4	Yes, sir. We have in the month of
5	even more and all of this is valuable.	5	September, I have some dates. I have
6	What I have asked LED staff to do now is	6	September 3, which is a Tuesday. September 9,
7	to basically provide us an analysis of with	7	which is a Monday. Friday the 13th. Monday the
8	the industry provisions or proposal and LED	8	16th. Wednesday the 18th. Friday the 20th, the
9	proposal and the stakeholders, where do we	9	23rd, which is on a Monday, Wednesday the 25th,
10	agree? Where do we disagree? What are the	10	Friday the 27th, and Monday the 30th. Those are
11	my impression is just a very, very 30,000-foot	11	dates that this room is available.
12	impression is that we agree more than we don't.	12	CHAIRMAN JONES:
13	And I think it's now I think the committee's	13	I am leaning toward I am not.
14	perspective now is we have got to see even the	14	MS. SIMMONS:
15	matters that LED and the industry and	15	There are also some dates that are in here
16	stakeholders agree on, is that still good	16	at the end of this month, too, if you want to
17	policy. We have got to make that determination.	17	meet again.
18	On the matters we don't agree on, we have	18	CHAIRMAN JONES:
19	got to break the tie. And figure out, okay,	19	I guess the question comes to LED. When
20	what is this what is this going to be? So	20	can you have your analysis ready? Ms. Porter?
21	what I anticipate is our next meeting will be a	21	Ms. LeGrange? Mr. Johnson? How much time do
22	presentation from LED on the matters that we	22	you-all need to have the presentation ready for
23	agree and disagree on. So that everyone can	23	us?
24	hear, okay, these are the issues that are in the	24	MS. PORTER:
25	air. I want everybody to understand the issues	25	September 16 or 18.
	Page 118		Page 120
1	that we are going to be dealing with. Because	1	CHAIRMAN JONES:
2	the way this will ultimately play out, the	2	All right.
3	committee will basically give LED marching	3	MS. SIMMONS:
4	orders on how to draft the final set of rules	4	September 16th is a Monday and the 18th is
5	that will go to the Board of Commerce and	5	a Wednesday.
6	Industry, but that means we as a committee will	6	CHAIRMAN JONES:
7	have to hear the arguments for and against the	7	How does that look for committee members?
8	matters in play, if you will.	8	The 16th or the 18th.
9	Does that make sense from a committee's	9	MS. ARDOIN:
10	perspective? Any questions about that process	10	I can't in the afternoon.
11	from anybody in the public?	11	CHAIRMAN JONES:
12	Again, I was kidding earlier. We are	12	The afternoon, you teach, that's right, in
13	going to want your input when we start arguing	13	a class. Okay, next. Let's go later after the
14	over not arguing, when we start debating the	14	18th.
15	pros and cons of the things that industry and	15	MS. SIMMONS:
16	LED don't agree on, we are going to need input.	16	The 20th is a Friday. This room is
17	So I encourage you to be in these meetings if	17	available that day.
18	they are of interest to you. It is going to be	18	CHAIRMAN JONES:
19	your job to keep us between the ditches because	19	This room is available on Friday, the
20	we are not in the weeds on this like so many of	20	20th. Is Friday the 20th good for everybody?
21	you are. So we value your input. We need to	21	September 20th.
22	hear from you so that hopefully we can make	22	MS. ARDOIN:
23	well-determined decisions at the end of the day.	23	Afternoon, yes.
24	Does that sound good? That is where we	24	CHAIRMAN JONES:
25	are.	25	Friday afternoon meeting during football
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2	season. What about the 23rd? Monday the 23rd? MS. ARDOIN:	1 2	REPORTER'S CERTIFICATE
3	In the afternoon.	3	This certification is valid only for a
4	CHAIRMAN JONES:	4	transcript accompanied by my original seal on
5	Monday afternoon the 23rd?	5	this page.
6	Let's start at 1 o'clock on the 23rd.	6	I, BETTY D. GLISSMAN, Certified Court
7	Okay. I don't anticipate going that long, but	7	Reporter, in and for the State of Louisiana, as
8	that ought to give you plenty enough time to get	8	the officer before whom this testimony was
9	to Amite. If you want good things done, you get	9	taken, on Monday, August 12, 2024, at Baton
10	busy people to do it. So I get it.	10	Rouge, Louisiana, as hereinbefore set forth in
11	All right. Anything else for this	11	the foregoing 122 pages; that this testimony was
12	committee today? We have our next meeting set	12	reported by me in the stenotype reporting
13	the 23rd at 1 o'clock. Again, thank you-all for	13	method, was prepared and transcribed by me or
14	your continued participation and interest in	14	under my personal direction and supervision, and
15	what we are trying to do. I hope you have a	15	is a true and correct transcript to the best of
16	great day today and great rest of your week.	16	my ability and understanding; that the
17	Motion to adjourn.	17	transcript has been prepared in compliance with
18	We have a motion from Mr. Moss. Second	18	transcript format guidelines required by statute
19	from Ms. Ardoin. All in favor say "Aye."	19	and rules of the board; that I am informed about
20	ALL:	20	the complete arrangement, financial or
21	Aye.	20	otherwise, with the person or entity making
22	CHAIRMAN JONES:	22	arrangements for deposition services; that I
23	Any opposed? There is none. This meeting	23	have acted in compliance with the prohibition on
24	is adjourned.	24	contractual relationships, as defined by
25	(Meeting concluded at 11:25 AM.)	25	Louisiana Code of Civil Procedure Article 1434
25	Page 122		Page 124
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$\begin{vmatrix} 1 \\ 2 \end{vmatrix}$	REPORTER'S PAGE	$\begin{vmatrix} 1 \\ 2 \end{vmatrix}$	and rules of the board; that I have no actual knowledge of any prohibited employment or
2		2	knowledge of any promptied employment or
2	I DETTY D CLICCMAN Contribut Count	2	
3	I, BETTY D. GLISSMAN, Certified Court	3	contractual relationship, direct or indirect,
4	Reporter in and for the State of Louisiana, the	4	contractual relationship, direct or indirect, between a court reporting firm and any party
4 5	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal	4 5	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such
4 5 6	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B)	4 5 6	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant
4 5 6 7	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before	4 5 6 7	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel
4 5 6 7 8	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state	4 5 6 7 8	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner
4 5 6 7 8 9	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record:	4 5 6 7 8 9	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the
4 5 6 7 8 9 10	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record: That due to the interaction in the	4 5 6 7 8 9 10	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the interested parties to this in the outcome of
4 5 6 7 8 9 10 11	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record: That due to the interaction in the spontaneous discourse of this proceeding, dashes	4 5 6 7 8 9 10 11	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the interested parties to this in the outcome of this matter, and I am in no way concerned with
4 5 6 7 8 9 10 11 12	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record: That due to the interaction in the spontaneous discourse of this proceeding, dashes () have been used to indicate pauses, changes	4 5 7 8 9 10 11 12	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the interested parties to this in the outcome of
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4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record: That due to the interaction in the spontaneous discourse of this proceeding, dashes () have been used to indicate pauses, changes in thought, and/or talkovers; that same is the proper method for a Court Reporter's transcription of proceeding, and that the dashes () do not indicate that words or phrases have been left out of this transcript; That any words and/or names which could not be verified through reference material have been	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the interested parties to this in the outcome of this matter, and I am in no way concerned with the outcome thereof. August 23, 2024, Baton Rouge, Louisiana.
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4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record: That due to the interaction in the spontaneous discourse of this proceeding, dashes () have been used to indicate pauses, changes in thought, and/or talkovers; that same is the proper method for a Court Reporter's transcription of proceeding, and that the dashes () do not indicate that words or phrases have been left out of this transcript; That any words and/or names which could not be verified through reference material have been	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the interested parties to this in the outcome of this matter, and I am in no way concerned with the outcome thereof. August 23, 2024, Baton Rouge, Louisiana.
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Reporter in and for the State of Louisiana, the officer as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record: That due to the interaction in the spontaneous discourse of this proceeding, dashes () have been used to indicate pauses, changes in thought, and/or talkovers; that same is the proper method for a Court Reporter's transcription of proceeding, and that the dashes () do not indicate that words or phrases have been left out of this transcript; That any words and/or names which could not be verified through reference material have been denoted with the phrase "(spelled	4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	contractual relationship, direct or indirect, between a court reporting firm and any party litigant in this matter, nor is there any such relationship between myself and a party litigant in this matter; that I am not related to counsel or the parties hereto, I am in no manner associated with counsel for any of the interested parties to this in the outcome of this matter, and I am in no way concerned with the outcome thereof. August 23, 2024, Baton Rouge, Louisiana.
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Article 1445 and 1446

Art. 1445. Submission to Witness; Changes; Signing When the testimony is fully transcribed the deposition shall be submitted to the witness for examination and shall be read to or by him, unless such examination and reading are waived by the witness and by the parties. Any changes in form or substance which the witness desires to make shall be entered upon the deposition by the officer with a statement of the reasons given by the witness for making them. The deposition shall then be signed by the witness unless the parties by stipulation waive the signing or the witness is ill or is absent from the parish where the deposition was taken or cannot be found or refuses to sign. If the deposition is not signed by the witness within thirty days of its submission to him, the officer shall sign it and state on the record the fact of the waiver or of the illness or absence of the witness or the fact of the refusal to sign together with the reason, if any, given therefor; and the deposition may then be used as fully as though signed unless on a motion to suppress under Article 1456 the court holds that

the reasons given for the refusal to sign require rejection of the deposition in whole or in part. A video deposition does not have to comply with the requirements of reading and signing by the deponents.

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