

# LOUISIANA TAX COMMISSION

## Minutes of 2023 Rules and Regulations Proposals Meeting

Wednesday, July 13<sup>th</sup>, 2022  
Louisiana State Capitol, Senate Committee Room A  
Baton Rouge, Louisiana 70802

### COMMISSION MEMBERS PRESENT\*

Lawrence Chehardy – Chairman  
Sandra Potier – Commission Member  
Ben Jeffers – Commission Member  
Joey Vercher – Commissioner Member  
Regina Lynch Wood – Commissioner Member  
\*constituting a quorum

### STAFF PRESENT

Michael Matherne – Tax Commission Administrator  
Shandrekia Banks – Admin. Program Specialist A  
Drew Hoffmann – Special Counsel to the Commission  
Rajesh Jain- TC Director  
Teri Callender- TC Property Tax Specialist

### OTHERS PRESENT

Jacob Johnston – Merit Advisors  
Romny LaCour – Representing GNOHA (Greater New Orleans Housing Alliance)  
Gabe Marceaux – Vermilion Parish Assessor  
Andreanecca Morris – Representing GNOHA (Greater New Orleans Housing Alliance)  
Reuben A. Rangel – Advantous Consulting  
Daron Frederickson- LMOGA (Louisiana Mid-Continent Oil and Gas Association, and Louisiana Oil and Gas Association)  
Bob Robinson- Louisiana Assessors' Association  
Rodney Kret- Louisiana Assessors' Association  
Andrew Mize- Louisiana Assessors' Association  
Wendy Aguiard- Louisiana Assessors' Association  
Lauro Ponko- Louisiana Oil and Gas Association  
Ellen Dunbar- Louisiana Assessors' Association  
Broderick Bagert- Together Louisiana  
Phyllis Sims- Kean Miller  
Suzie Hawkins- Property Tax Partners  
Steve Grace- Property Tax Partners  
Mike Smith- Property Tax Partners

Jake Nickens- Sumit  
Wendy Thibodeaux- Lafourche Parish Assessor

Chairman Chehardy called the meeting to order at 9:03 a.m. and the roll was called.

### **Presentation of Proposals for Amending and/or Adopting Tax Commission Real / Personal Property Rules and Regulations for Tax Year 2023.**

Louisiana Tax Commission – Teri Callender presented proposals for the Louisiana Tax Commission for the following chapters:

#### **Chapter 3 – Real Property, Personal Property, Tax Roll Specs, and Property Codes**

The Louisiana Tax Commission staff proposes to amend Chapter 3 – Real & Personal Property, §301. Definitions, §303. Real Property and §307. Personal Property Report Forms, as outlined in the proposal on our website.

#### **Chapter 7 – Watercraft**

The Louisiana Tax Commission staff proposes to update Table 703.A.1 – Floating Equipment Motor Vessels and Table 703.B.1 – Floating Equipment Barges (Non-Motorized) to the **new base date of January 1, 2022.**

#### **Chapter 15 – Aircraft**

The Louisiana Tax Commission staff proposes to update Table 1503 – Aircraft (Including Helicopters) to the **new base date of January 1, 2022.**

#### **Chapter 25 – General Business Assets**

The Louisiana Tax Commission staff proposes to amend Chapter 25 – General Business Assets, §2503.A to include Solar Facility Equipment as outlined in the proposal on our website.

The Louisiana Tax Commission staff proposes to Update Table 2503.B – Cost Indices to the **new base date of January 1, 2022 and** to update Table 2503.D – Composite Multipliers **using the newly calculated Cost Indices.**

#### **Chapter 31 – Public Exposure of Assessments; Appeals**

The Louisiana Tax Commission staff proposes to amend Chapter 31 – Public Exposure of Assessments; Appeals as outlined in the proposal on our website.

#### **Chapter 35 – Claim for Taxes Paid in Error**

The Louisiana Tax Commission staff proposes to amend Chapter 35 – Claims Paid in Error as outlined in the proposal on our website.

*Continuing with the remainder of the agenda:*

## **Chapter 2 – Policies & Procedures for Assessments & Change Orders**

*Greater New Orleans Housing Alliance (Romy LaCour, and Andreanecia Morris)* – This proposed section, to be added at the end of chapter 3, ensures that homeowners are not charged higher taxes because they hold a special assessment level (SAL). It also provides that homeowners cannot be required to waive their SAL in order for their assessment to be reduced. Further, it establishes procedures that are uniform throughout the state for applying for and receiving a special assessment level.

*Together Louisiana's-* proposals concern Chapter 2, Section 211 and Section 213. They propose to require all industrial manufacturing property be listed on the tax rolls. They require all pieces of property receiving ad valorem tax abatement under ITEP be listed with a value assigned under unique assessment numbers on the tax rolls. They call for updates to reporting forms to facilitate consistent adoption of these rules by property owners and parish assessors.

## **Chapter 3 – Real Property, Personal Property, Tax Roll Specs, and Property Codes**

*Greater New Orleans Housing Alliance (Romy LaCour and Andreanecia Morris)*– This amendment would add the percent change in property assessment should also be listed under the Electronic Tax Roll Specification section in the Assessment Value information table as a requirement.

*Louisiana Assessors' Association (Pritchard & Abbott, Rodney Kret)*- Proposes that a new Class Code 70 be added for Salt Dome Property, with Subclass Codes 7010 for Wells and 7020 for Caverns. This would facilitate a more appropriate classification of brine mining wells operating in salt domes which have nothing to do with oil and gas wells.

## **Chapter 9 – Oil and Gas Properties**

*Louisiana Assessors' Association, Louisiana Mid-Continent Oil and Gas Association, and Louisiana Oil and Gas Association (Memorandum filed by George Pivach, II, Jacob Johnston & Ellen Dunbar), and Louisiana Assessors' Association (Pritchard & Abbott, Rodney Kret):*

OIL WELLS – For the 2023 Tax Year, the LAA, LOGA, and LMOGA jointly recommend that the Commission amend Chapter 9's cost-new tables for oil wells, specifically, Tables 907.A-1, 901.A-2, and 907.A-3 by increasing the current 2022 tables by twenty-five (25) percent.

GAS WELLS – For the 2023 Tax Year, the LAA, LOGA, and LMOGA jointly recommend that the Commission make no changes to the 2022 Chapter 9 cost-new tables for gas wells, specifically, Tables 907.A-1, 901.A-2, and 907.A-3.

### **Chapter 11 – Drilling Rigs & Related Equipment**

*Louisiana Assessors' Association (Pritchard & Abbott, Rodney Kret)* – LAA proposes changes to the fair market value figures in Table 1103.A, B, & C per analysis of the most recent commercial data available (1<sup>st</sup> qtr., 2022). The data source and methodology underlying LAA's calculations are consistent with previous years.

### **Chapter 13 – Pipelines**

*Louisiana Assessors' Association (Pritchard & Abbott, Rodney Kret)* – LAA has updated the RCN figures in Tables 1307.A and B (onshore vs. offshore) using a historical cost database and trending methodology. For tax year 2023 we're recommending slight increases due to new or updated cost data which, in conjunction with updated index data, necessitates a new curve fit each tax year.

### **Chapter 25 – General Business Assets**

*Louisiana Assessors' Association (Pritchard & Abbott, Rodney Kret)* – The LAA proposes an amendment to Chapter 25 outlining specifics in regards to Salt Dome Wells and Salt Dome Caverns.

### **Chapter 25 – General Business Assets: Solar Power**

*Advance Power Alliance (Jeffrey Clark)* – Proposes that the Louisiana Tax Commission form a working group comprised of representatives from the Louisiana Assessors' Association and industry participants to bring proposed rules and regulations for the assessment of solar power

and battery energy storage systems in accordance with the requested format and timeline established by the Commission.

*Louisiana Assessors' Association (Pritchard & Abbott, Rodney Kret, & Wendy Aguillard)* – LAA recommends that Table 2503.A be amended to include a depreciable life for property related to solar farms, a relatively new property type for Louisiana that is not otherwise mentioned in the Rules and Regulations.

### **Chapter 31 – Public Exposure of Assessments; Appeals**

Greater New Orleans Housing Alliance (*Romy LaCour and Andreanecia Morris*) – Transparency is an ethical imperative for public administration. The amendments to existing sections of Chapter 31 and sections added take into consideration modern forms of media and information-sharing as well as the need to hold parish assessors accountable for property assessments as those assessments have real effects on property owners through taxes.

## **REMARKS BY THE CHAIRMAN AND COMMISSION MEMBERS**

### **FUTURE NOTICES**

Upcoming Hearing Dates

*Louisiana State Capital – Senate Committee Room A – Baton Rouge, LA 70804*

**August 17<sup>th</sup>, 2022**

10:00 a.m.

Rebuttal Hearing

**September 21<sup>st</sup>, 2021**

10:00 a.m.

Tentative Adoption Proceeding

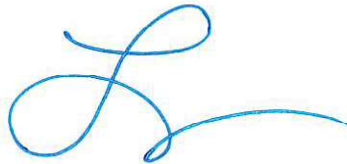
## **CONSIDERATION OF ANY OTHER MATTERS THAT MAY COME BEFORE THE COMMISSION**

There being no further matters to come before the Commission, Commissioner Jeffers moved to adjourn.

There being no objection to the motion, the motion is adopted

## Adjournment

The meeting was adjourned at 10:45 a.m.



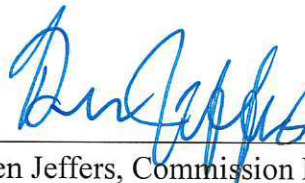
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Lawrence E. Chehardy, Chairman  
District 1



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Sandra Potier, Commission Member  
District 2



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Ben Jeffers, Commission Member  
District 3



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Joey Vercher, Commission Member

District 4



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Regina Lynch Wood, Commission Member  
District 5