

2015 Regular Session

HOUSE BILL NO. 274

BY REPRESENTATIVE FOIL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TAX/INCOME TAX: Creates an individual income tax checkoff for the U.S.S. KIDD

1 AN ACT

2 To enact Subpart VV of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana
3 Revised Statutes of 1950, to be comprised of R.S. 47:120.291, relative to state
4 individual income tax return checkoffs for certain donations; to provide for a method
5 for individuals to donate all or a portion of any refund due to them to the Louisiana
6 Naval War Memorial Commission; to provide for the administration and
7 disbursement of donated monies; to provide for reporting; to provide for an effective
8 date; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. Subpart VV of Part 1 of Chapter 1 of Subtitle II of Title 47 of the
11 Louisiana Revised Statutes of 1950, comprised of R.S. 47:120.291, is hereby enacted to read
12 as follows:

13 SUBPART VV. LOUISIANA NAVAL WAR MEMORIAL

14 COMMISSION DONATION

15 §120.291. Income tax checkoff; donation for Louisiana Naval War Memorial
16 Commission, also known as the U.S.S. KIDD

17 A. Every individual who files an individual income tax return for the current
18 tax year and who is entitled to a refund may designate on his current year return that
19 all or any portion of the total amount of the refund to which he is entitled shall be
20 donated to the Louisiana Naval War Memorial Commission, also known as the

1 U.S.S. KIDD, in lieu of that amount being paid to him as a refund. In this case, the
2 refund shall be reduced by the amount so designated. The designation shall be made
3 at the time of filing the current year tax return and shall be made upon the income
4 tax return form as prescribed by the secretary of the Department of Revenue.
5 Donated monies shall be administered by the secretary and distributed to the
6 Louisiana Naval War Memorial Commission in accordance with the provisions of
7 R.S. 47:120.37. No donation made under the provisions of this Subpart shall be
8 invalid for want of an authentic act.

9 B. The House Committee on Ways and Means may, at its discretion, request
10 a report from the Louisiana Naval War Memorial Commission relative to its
11 operations. The form and content of the report shall be prescribed by the chairman
12 of the committee, but shall at a minimum contain a detailed explanation of the
13 revenues and expenditures, as well as a description of the organization's activities.
14 The committee may summon any person employed by or associated with the
15 Louisiana Naval War Memorial Commission to provide testimony with respect to
16 the report.

17 Section 2. The provisions of this Act shall be effective for taxable years beginning
18 on or after January 1, 2016.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 274 Original

2015 Regular Session

Foil

Abstract: Provides for an individual income tax checkoff for donations to the La. Naval War Memorial Commission, also known as the U.S.S. KIDD.

Proposed law provides for an income tax checkoff under which an individual can donate all or a portion of his state income tax refund to the La. Naval War Memorial Commission, also known as the U.S.S. KIDD, in lieu of that amount being paid as a refund.

Proposed law requires donated monies to be administered by the secretary of the Dept. of Revenue and to be quarterly disbursed to the La. Naval War Memorial Commission.

Proposed law authorizes the House Committee on Ways and Means, at its discretion, to request reports from the La. Naval War Memorial Commission relative to its operations. The form and content of the report shall be prescribed by the chairman of the committee, but

shall at a minimum contain a detailed explanation of the revenues and expenditures, as well as a description of the organization's activities.

Effective for taxable years beginning on or after Jan. 1, 2016.

(Adds R.S. 47:120.291)