

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 764** HLS 15RS 776  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> April 29, 2015	8:56 AM	<b>Author:</b> THIBAUT
<b>Dept./Agy.:</b> Revenue		<b>Analyst:</b> Deborah Vivien
<b>Subject:</b> Suspends exemptions to 1% of state sales tax for 2 years		

TAX/SALES-USE-EXEMPT OR +\$177,400,000 GF RV See Note Page 1 of 1  
 Suspends a certain portion of state sales and use tax exemptions

Current law imposes a 4% state tax on sales of tangible personal property and certain services. Exemptions are listed in the law.

Proposed law suspends the exemptions for 1% of state sales and use tax imposed by R.S. 47:331, 0.03% of which is dedicated to the Tourism Promotion District, during FY 16 and FY 17.

Effective July 1, 2015.

<b>EXPENDITURES</b>	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

  

<b>REVENUES</b>	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$177,400,000	\$181,000,000	\$0	\$0	\$0	<b>\$358,400,000</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$7,200,000	\$7,300,000	\$0	\$0	\$0	<b>\$14,500,000</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$184,600,000</b>	<b>\$188,300,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$372,900,000</b>

**EXPENDITURE EXPLANATION**

The Department of Revenue indicates that any expense related to this bill will be absorbed in the current budget. However, there are numerous exemptions that are suspended by this bill, which will require a substantial effort to change forms, systems and provide customer service for such an extensive change to a multitude of items that were not previously taxed. Costs and human resources required for implementation could be significant.

**REVENUE EXPLANATION**

The Department of Revenue data indicates that the bill will increase SGF revenue by about \$177M in FY 16 and \$181M in FY 17 by suspending exemptions on a 1% sales tax rate on certain transactions. The figures are from the Tax Exemption Budget (TEB), which increases actual FY 14 exemptions by 2% to estimate FY 16, though total sales tax remittances did not grow as fast. The growth assumption into FY 17 is also 2%, which could fluctuate along with estimates. In addition, about \$1.7M was subtracted from the total to allow for vendors compensation payments (0.935% of sales tax remitted) and \$5.5M for the Tourism and Promotion District Dedication, which is 3% of the portion of the state sales tax referenced by the bill. The reported amounts are from a voluminous list of exemptions, though the major ones are:

Business Utilities, Water and Steam	\$107,151,000
Other Category of TEB (estimated by LDR at 25%)	56,366,658
Sales of Motor Vehicles for Lease	13,254,750
Trucks/Trailers Used 80% for Interstate Commerce	4,077,250
Sales Tax Holidays	1,056,750
Exemptions subject to 1% suspension	2,662,667
Expected Increase in Sales Tax	\$184,569,074
less: Tourism Promotion District Dedication	(5,537,072)
Additional Vendor's Compensation	(1,673,949)
Expected Annual SGF impact (rounded)	\$177,400,000

Collections are likely to be low in the first month or two of this suspension, then ramp up as compliance improves. A material portion of what is foregone at the beginning of the fiscal year will be recouped in the accrual period at the end of the fiscal year.

- Senate Dual Referral Rules House  6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
- 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}  6.8(F)(2) >= \$500,000 Rev. Red. to State {H & S}
- 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}  6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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