SLS 19RS-39 **ORIGINAL**

2019 Regular Session

SENATE BILL NO. 21

BY SENATOR PEACOCK

TAX/SALES. Phases in the dedication of the temporary sales tax levy to the Transportation Trust Fund. (8/1/19)

1	AN ACT
2	To amend and reenact R.S. 47:321.1(G), relative to state sales and use tax; to phase-in a
3	dedication of the temporary state sales and use tax levy to the Transportation Trust
4	Fund; to provide for the use of the dedicated funds; and to provide for related
5	matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 47:321.1(G) is hereby amended and reenacted to read as follows:
8	§321.1. Imposition of tax
9	* * *
10	G. The (1) Except as otherwise provided in Paragraph 2 of this
11	Subsection, the avails of the tax collected under pursuant to this Section shall be
12	deposited immediately into the state treasury, and, after compliance with the
13	requirements of Article VII, Section 9(B) of the Constitution of Louisiana, the state
14	treasurer shall pay the remainder of the monies into the state general fund.
15	(2) Beginning July 1, 2020, the avails of the tax collected pursuant to this
16	Section shall be deposited immediately into the state treasury, and, after
17	compliance with the requirements of Article VII, Section 9(B) of the

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forty-five one hundredths of the tax. (b) Beginning July 1, 2021, through June 30, 2022, the avails of fifteen of the forty-five one hundredths of the tax. (c) Beginning July 1, 2022, through June 30, 2023, the avails of twenty-five of the forty-five one hundredths of the tax. (d) Beginning July 1, 2023, through June 30, 2024, the avails of thirty-five of the forty-five one hundredths of the tax. (e) Beginning July 1, 2024, through June 30, 2025, the avails of forty-five of the forty-five one hundredths of the tax. (3) Monies deposited to the Transportation Trust Fund pursuant to Paragraph 3 of this Subsection shall be appropriated and dedicated solely for the direct costs associated with actual project delivery, construction, and maintenance of roads and bridges in the state highway system. A minimum of	1	Constitution of Louisiana, the state treasurer shall deposit a portion of the
6 (b) Beginning July 1, 2021, through June 30, 2022, the avails of fifteen of the forty-five one hundredths of the tax. 7 (c) Beginning July 1, 2022, through June 30, 2023, the avails of twenty-five of the forty-five one hundredths of the tax. 9 (d) Beginning July 1, 2023, through June 30, 2024, the avails of thirty-five of the forty-five one hundredths of the tax. 10 (e) Beginning July 1, 2023, through June 30, 2024, the avails of forty-five of the forty-five one hundredths of the tax. 11 (e) Beginning July 1, 2024, through June 30, 2025, the avails of forty-five of the forty-five one hundredths of the tax. 13 (3) Monies deposited to the Transportation Trust Fund pursuant to Paragraph 3 of this Subsection shall be appropriated and dedicated solely for the direct costs associated with actual project delivery, construction, and maintenance of roads and bridges in the state highway system. A minimum of fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. 19 * * *	2	remainder of the monies to the Transportation Trust Fund as follows:
(b) Beginning July 1, 2021, through June 30, 2022, the avails of fifteen of the forty-five one hundredths of the tax. (c) Beginning July 1, 2022, through June 30, 2023, the avails of twenty- five of the forty-five one hundredths of the tax. (d) Beginning July 1, 2023, through June 30, 2024, the avails of thirty- five of the forty-five one hundredths of the tax. (e) Beginning July 1, 2024, through June 30, 2025, the avails of forty-five of the forty-five one hundredths of the tax. (3) Monies deposited to the Transportation Trust Fund pursuant to the direct costs associated with actual project delivery, construction, and maintenance of roads and bridges in the state highway system. A minimum of fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. The original instrument and the following digest, which constitutes no part	3	(a) Beginning July 1, 2020, through June 30, 2021, the avails of five of the
the forty-five one hundredths of the tax. (c) Beginning July 1, 2022, through June 30, 2023, the avails of twenty- five of the forty-five one hundredths of the tax. (d) Beginning July 1, 2023, through June 30, 2024, the avails of thirty- five of the forty-five one hundredths of the tax. (e) Beginning July 1, 2024, through June 30, 2025, the avails of forty-five of the forty-five one hundredths of the tax. (3) Monies deposited to the Transportation Trust Fund pursuant to Paragraph 3 of this Subsection shall be appropriated and dedicated solely for the direct costs associated with actual project delivery, construction, and maintenance of roads and bridges in the state highway system. A minimum of fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. The original instrument and the following digest, which constitutes no part	4	forty-five one hundredths of the tax.
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(d) Beginning July 1, 2023, through June 30, 2024, the avails of thirty- five of the forty-five one hundredths of the tax. (e) Beginning July 1, 2024, through June 30, 2025, the avails of forty-five of the forty-five one hundredths of the tax. (3) Monies deposited to the Transportation Trust Fund pursuant to Paragraph 3 of this Subsection shall be appropriated and dedicated solely for the direct costs associated with actual project delivery, construction, and maintenance of roads and bridges in the state highway system. A minimum of fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. The original instrument and the following digest, which constitutes no part	7	(c) Beginning July 1, 2022, through June 30, 2023, the avails of twenty-
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11 (e) Beginning July 1, 2024, through June 30, 2025, the avails of forty-five 12 of the forty-five one hundredths of the tax. 13 (3) Monies deposited to the Transportation Trust Fund pursuant to 14 Paragraph 3 of this Subsection shall be appropriated and dedicated solely for 15 the direct costs associated with actual project delivery, construction, and 16 maintenance of roads and bridges in the state highway system. A minimum of 17 fifty percent of these monies shall be appropriated and dedicated equally for 18 projects in each of the nine highway districts. 19 * * * The original instrument and the following digest, which constitutes no part	9	(d) Beginning July 1, 2023, through June 30, 2024, the avails of thirty-
of the forty-five one hundredths of the tax. (3) Monies deposited to the Transportation Trust Fund pursuant to Paragraph 3 of this Subsection shall be appropriated and dedicated solely for the direct costs associated with actual project delivery, construction, and maintenance of roads and bridges in the state highway system. A minimum of fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. * * * The original instrument and the following digest, which constitutes no part	10	five of the forty-five one hundredths of the tax.
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maintenance of roads and bridges in the state highway system. A minimum of fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. * * * The original instrument and the following digest, which constitutes no part	14	Paragraph 3 of this Subsection shall be appropriated and dedicated solely for
fifty percent of these monies shall be appropriated and dedicated equally for projects in each of the nine highway districts. * * * The original instrument and the following digest, which constitutes no part	15	the direct costs associated with actual project delivery, construction, and
projects in each of the nine highway districts. * * * The original instrument and the following digest, which constitutes no part	16	maintenance of roads and bridges in the state highway system. A minimum of
The original instrument and the following digest, which constitutes no part	17	fifty percent of these monies shall be appropriated and dedicated equally for
The original instrument and the following digest, which constitutes no part	18	projects in each of the nine highway districts.
	19	* * *

DIGEST

SB 21 Original

Peacock

<u>Present law</u> levies a temporary 0.45% state sales and use tax that will expire on June 30, 2025, and is deposited into the state general fund.

2019 Regular Session

<u>Proposed law</u> retains the present law tax levy and expiration date.

<u>Proposed law</u> dedicates a portion of the avails of the temporary tax to the Construction Subfund of the Transportation Trust Fund (TTF) beginning July 1, 2020.

<u>Proposed law</u> increases the portion dedicated to the TTF each year for the life of the temporary tax such that by the last year of the tax 100% of the temporary tax is deposited into the TTF.

<u>Proposed law</u> provides that avails of the temporary sales tax dedicated to the TTF may be

Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

used only for project delivery, construction, and maintenance of state preservation and bridge projects.

<u>Proposed law</u> requires that a minimum of fifty percent of the temporary sales tax dedicated to the TTF be allocated equally among the nine multi-parish highway districts.

Effective August 1, 2019.

(Amends R.S. 47:321.1(G))