

2019 Regular Session

HOUSE BILL NO. 263

BY REPRESENTATIVE STOKES

TAX/CORP INCOME: Provides relative to loss years for purposes of the net operating loss deduction for corporate income tax

1 AN ACT

2 To amend and reenact R.S. 47:287.86(C)(2), relative to income tax; to provide with respect
3 to the net operating loss deduction; to provide for the order of loss from which a net
4 operating loss may be carried over; to provide for effectiveness; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 47:287.86(C)(2) is hereby amended and reenacted to read as
8 follows:

9 §287.86. Net operating loss deduction

10 * * *

11 C. Manner and amount of carryovers. For all claims for this deduction on
12 any return filed on or after July 1, 2015, regardless of the taxable year to which the
13 return relates, the entire amount of Louisiana net loss for any taxable year,
14 hereinafter the "loss year", shall be carried over to the earliest of the taxable years
15 allowed. The portion of such loss which shall be carried to each of the other taxable
16 years allowed by Subsection B shall be the excess, if any, of the amount of such loss
17 over the aggregate of the Louisiana taxable income for each of the taxable years to
18 which such loss may be carried. For the purposes of this Subsection:

19 * * *

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

1. Make technical amendment.

The House Floor Amendments to the engrossed bill:

1. Change the bill from one that repeals the deductibility of federal income taxes for purposes of calculating income taxes and changing the corporate income tax rates to one that establishes the order of loss years for which a net operating loss may be carried over.
2. Change the effectiveness of proposed law from one contingent upon passage of a proposed constitutional amendment to one effective upon signature of the governor.