The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Leonore Heavey.

DIGEST

SB 54 Original | 2022 Regular Session | Allain

Present law authorizes the secretary of the Department of Revenue to grant extensions of time to file income taxes for a period not to exceed six months.

Present law authorizes the secretary to accept a federal income tax filing extension for the same tax period.

Present law permits, but does not require, the secretary to provide for automatic filing extensions for income tax returns.

Proposed law retains the secretary's present law discretionary filing extension authority and adds a mandatory six-month automatic filing extension for individual, partnership, and fiduciary income tax returns as well as clarifying that filing extensions provided in present law and proposed law are applicable only if the taxpayer files the required income tax return within the extended filing time period.

Proposed law retains present law with respect to the application of delinquent filing penalties and provides the same penalty application for proposed law automatic extensions. Specifically, if the required return is not filed within the extension time period then there is no extension, and any delinquent filing penalty will be computed from the original due date of the return.

Effective August 1, 2022.

(Amends R.S. 47:103(D))