

SENATE BILL NO. 179

BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 47:1855(G)(2), relative to the assessment of public service properties; to provide relative to the allocation of ad valorem tax assessed values for certain types of property of nonresident companies; to provide for the implementation of an allocation methodology; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 47:1855(G)(2) is hereby amended and reenacted to read as follows:

§1855. Allocation of assessed value

\* \* \*

G.(1) \* \* \*

~~(2)(a) For those companies not provided for in Paragraph (1) of this Subsection, major movable or other movable property owned or used in Louisiana by a company not a resident of, nor domiciled in Louisiana, and having no agent or office in this state shall be allocated to East Baton Rouge Parish; provided, that in the event an assessor shall certify to the tax commission that, as of January first, certain identifiable major movables were present in his parish, the tax commission shall allocate the value of that major movable to the certifying parish. Except as~~  
**provided herein, for those companies not provided for in Paragraph (1) of this Subsection, major movable or other movable property owned or used in Louisiana by a company not a resident of, nor domiciled in Louisiana, and having no agent or office in this state shall be allocated according to the following ratio:**

**(i) The numerator of which is the number of miles of active railroad track within a parish.**

1                   (ii) The denominator of which is the total number of miles of active  
2                   railroad track in the state of Louisiana.

3                   (b) The miles of active railroad track shall be based upon the latest  
4                   information published by the Louisiana Department of Transportation and  
5                   Development.

6                   (c) If an assessor certifies to the Louisiana Tax Commission that certain  
7                   identifiable major movables were present in his parish as of January first, the  
8                   commission shall allocate the value of the major movables to the certifying  
9                   parish. The remainder of the assessed value shall be allocated as provided in  
10                  Subparagraph (a) of this Paragraph.

11                  (d) The Louisiana Tax Commission shall annually publish the total  
12                  number of miles of active railroad track in the state of Louisiana and the  
13                  number of miles of active railroad track within each parish used to determine  
14                  the ratio as provided in Subparagraph (a) of this Paragraph.

15                  (e) The allocation methodology provided for in Subparagraph (a) of this  
16                  Paragraph shall be implemented as follows:

17                  (i) For the taxable period beginning on January 1, 2026, twenty-five  
18                  percent of the assessed value shall be allocated to Louisiana parishes in  
19                  accordance with the allocation methodology provided in Subparagraph (a) of  
20                  this Paragraph and seventy-five percent shall be allocated to East Baton Rouge  
21                  Parish.

22                  (ii) For the taxable period beginning on January 1, 2027, fifty percent of  
23                  the assessed value shall be allocated to Louisiana parishes in accordance with  
24                  the allocation methodology provided in Subparagraph (a) of this Paragraph and  
25                  fifty percent shall be allocated to East Baton Rouge Parish.

26                  (iii) For the taxable period beginning on January 1, 2028, seventy-five  
27                  percent of the assessed value shall be allocated to Louisiana parishes in  
28                  accordance with the allocation methodology provided in Subparagraph (a) of  
29                  this Paragraph and twenty-five percent shall be allocated to East Baton Rouge  
30                  Parish.

**(iv) For taxable periods beginning on or after January 1, 2029, one hundred percent of the assessed value shall be allocated to Louisiana parishes in accordance with the allocation methodology provided in Subparagraph (a) of this Paragraph.**

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Section 2. The provisions of this Act shall be applicable to taxable periods beginning on or after January 1, 2026.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: