
DIGEST

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HB 633 Original

2026 Regular Session

Bacala

Abstract: Changes filing deadlines for estimated taxes from the 15th day of the fourth month to the 15th day of the *fifth* month and repeals certain calculations exempting taxpayers from the penalty imposed for failure to pay or underpay estimated tax.

Present law applies a 12% per year penalty on the amount of underpaid estimated taxes in addition to the tax owed by an individual or corporation for the period of the underpayment. Further provides that the period of the underpayment commences on the date the installment is required to be paid to the earlier of either the 15th day of the fourth month following the close of the taxable year or the date on which any portion of the underpayment is paid.

Present law imposes a penalty on corporate income filers if the amount of an adjustment made on or before the 15th day of the fourth month following the close of the taxable year is excessive.

Present law authorizes a corporation to file an application for an adjustment of an overpayment of estimated tax after the close of the taxable year and on or before the 15th day of the fourth month thereafter, but before the day on which a return is filed for that taxable year.

Proposed law retains present law, but changes the filing deadlines from the 15th day of the fourth month to the 15th day of the *fifth* month.

Present law exempts an individual taxpayer from the penalty imposed for underpayment of estimated individual income tax if the individual taxpayer is not required to file an estimated tax declaration or if the total amount of payments of estimated tax equals or exceeds one of several calculations, including but not limited to 90% of the tax, computed by placing taxable income on an annualized basis.

Proposed law repeals the present law calculation based on the annualized basis computation.

Present law exempts corporate filers from the penalty imposed for underpayment of estimated corporation tax if the total amount of payments of estimated tax equals or exceeds one of several calculations, including but not limited to 80% of the tax, computed by placing taxable income on an annualized basis.

Proposed law repeals the present law calculation based on the annualized basis computation, but retains the present law exception for payment of an estimated tax amount equal to 80% of the current year tax.

Proposed law applies to taxable periods beginning on or after Jan. 1, 2026.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 47:118(C)(1), 287.655(C)(1), (D)(3), and (G)(intro. para.) and (1), and 287.656(A)(1) and (2)(intro. para.); Repeals R.S. 47:118(D)(1)(c))