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

DIGEST

Present law provides a sales tax "exclusion" for "manufacturing machinery and equipment" which is being phased-in in annual increments through June 30, 2010.

Proposed law provides a total state sales tax exemption to replacements of "hurricane damaged equipment." "Hurricane damaged equipment" is defined as any manufacturing machinery and equipment of a manufacturer that is purchased for use in Hurricane Katrina or Hurricane Rita Federal Emergency Management Agency Individual Assistance Areas by a "manufacturer" which had 50% or more of its revenue derived in the state for the fiscal year closing immediately prior to August 28, 2005 directly attributable to, or 50% or more of its property and assets in the state situated or used in, one or more Hurricane Katrina or Hurricane Rita FEMA Individual Assistance Areas.

Requires obtaining a certificate of exclusion from the Department of Revenue in order to obtain the exemption and authorizes a refund for qualifying transactions after September 1, 2005.

Specifically authorizes the department to promulgate rules in accordance with the APA.

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

(Adds R.S. 47:305.54)