

SENATE BILL NO. 172

BY SENATOR MORRELL

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AN ACT

To amend and reenact R.S. 47:227 as amended by Section 2 of Act No. 125, of the 2015 Regular Session of the Legislature, R.S. 47:297.2, 6019(A)(1)(a), and 6035(D) and to enact R.S. 25:1226.4(D), R.S. 47:34(F), 37(I), 287.748(D), 287.749(E), 287.752(D), 287.755(I), 297(Q), 297.9(D), 6025(E), and 6035(I), and to repeal R.S. 47:227 as amended by Section 5 of Act 125 of the 2015 Regular Session of the Legislature, relative to tax credits; to provide for the sunset of certain tax credits; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 25:1226.4(D) is hereby enacted to read as follows:

§1226.4. Tax exemptions and credits

* * *

D. Beginning January 1, 2020, no contracts shall be entered into for credits pursuant to the provisions of this Section.

* * *

Section 2. R.S. 47:227 as amended by Section 2 of Act No. 125 of the 2015 Regular Session of the Legislature, R.S. 47:297.2, 6019(A)(1)(a), and 6035(D) are hereby amended and reenacted and R.S. 25:1226.4(D), R.S. 47:34(F), 37(I), 287.748(D), 287.749(E), 287.752(D), 287.755(I), 297(Q), 297.9(D), 6025(E), and 6035(I) are hereby enacted to read as follows:

§34. Corporation tax credit

* * *

F. The credit provided for pursuant to the provisions of this Section shall terminate and shall have no effect beginning January 1, 2020.

* * *

1 §37. Tax credit for contributions to educational institutions

2 * * *

3 **I. The credit provided for pursuant to the provisions of this Section shall**
4 **terminate and shall have no effect beginning January 1, 2020.**

5 * * *

6 §227. Offset against tax

7 Every insurance company shall be entitled to an offset against any tax
8 incurred under this Chapter, in the amount of any taxes, based on premiums, paid by
9 it during the preceding twelve months, by virtue of any law of this state. ~~Beginning~~
10 ~~on and after July 1, 2015, the offset shall be equal to seventy-two percent of the~~
11 ~~amount of any taxes, based on premiums.~~

12 * * *

13 §287.748. Corporation tax credit; re-entrant jobs credit

14 * * *

15 **D. The credit provided for pursuant to the provisions of this Section**
16 **shall terminate and shall have no effect beginning January 1, 2020.**

17 * * *

18 §287.749. Jobs credit

19 * * *

20 **E. The credit provided for pursuant to the provisions of this Section**
21 **shall terminate and shall have no effect beginning January 1, 2020.**

22 * * *

23 §287.752. Tax credit for employment of first-time nonviolent offenders

24 * * *

25 **D. The credit provided for pursuant to the provisions of this Section**
26 **shall terminate and shall have no effect beginning January 1, 2020.**

27 * * *

28 §287.755. Tax credit for contributions to educational institutions

29 * * *

30 **I. The credit provided for pursuant to the provisions of this Section shall**

1 terminate and shall have no effect beginning January 1, 2020.

2 * * *

3 §297. Reduction to tax due

4 * * *

5 **Q. The credits provided for pursuant to the provisions of this Section**
6 **shall terminate and shall have no effect beginning January 1, 2020.**

7 * * *

8 §297.2. Reduction to tax due

9 A. A person who maintains a household ~~which~~ that includes one or more
10 dependents who are physically or mentally incapable of caring for themselves may
11 take as a credit against the state income tax imposed by this Part the full amount of
12 a tax credit equal to the applicable percentage of employment-related expenses
13 allowable pursuant to Section 21 of the Internal Revenue Code. Any tax credit
14 otherwise allowed under this Section ~~which~~ that is not used by the taxpayer in a
15 particular year may be carried forward and offset against the taxpayer's tax liability
16 for the next succeeding tax year.

17 **B. The credit provided for pursuant to the provisions of this Section**
18 **shall terminate and shall have no effect beginning January 1, 2020.**

19 * * *

20 §297.9. Reduction to tax due; amounts paid by certain military service members
21 and dependents for certain hunting and fishing licenses

22 * * *

23 **D. The credit provided for pursuant to the provisions of this Section**
24 **shall terminate and shall have no effect beginning January 1, 2020.**

25 * * *

26 §6019. Tax credit; rehabilitation of historic structures

27 A.(1)(a) There shall be a credit against income and corporation franchise tax
28 for the amount of eligible costs and expenses incurred during the rehabilitation of a
29 historic structure located in a downtown development or a cultural district. The
30 amount of the credit shall equal twenty-five percent of the eligible costs and

1 expenses of the rehabilitation incurred prior to January 1, 2018, regardless of the
 2 year in which the property is placed in service. The amount of the credit shall equal
 3 twenty percent of the eligible costs and expenses of the rehabilitation incurred on or
 4 after January 1, 2018 and before January 1, 2022, regardless of the year in which
 5 the property is placed in service. **No credit is authorized pursuant to this Section**
 6 **for expenses incurred on or after January 1, 2022.**

7 * * *

8 §6025. Tax credit for Louisiana Citizens Property Insurance Corporation assessment

9 * * *

10 **E. The credit provided for pursuant to the provisions of this Section**
 11 **shall terminate and shall have no effect beginning January 1, 2020.**

12 * * *

13 §6035. Tax credit for conversion of vehicles to alternative fuel usage

14 * * *

15 D. In cases ~~where no previous credit has been claimed pursuant to Subsection~~
 16 ~~C of this Section for the cost of qualified clean-burning motor vehicle fuel property~~
 17 ~~in~~ **of** a new motor vehicle purchased by a taxpayer with qualified clean-burning
 18 motor vehicle fuel property, **as defined in Subparagraph (B)(2)(b) of this**
 19 **Subsection, if** installed by the vehicle's manufacturer ~~and the taxpayer is unable to,~~
 20 ~~or elects not to determine the exact cost which is attributable to such property,~~ the
 21 taxpayer may claim a credit against individual or corporate income tax for the
 22 taxable period in which the **new** motor vehicle is purchased equal to ~~seven and two~~
 23 ~~tenths~~ **ten** percent of the cost of the motor vehicle or ~~one~~ **two** thousand five hundred
 24 dollars, whichever is less, provided the motor vehicle is registered in this state.

25 * * *

26 **I. The credit provided for pursuant to the provisions of this Section shall**
 27 **terminate and shall have no effect beginning January 1, 2022.**

28 * * *

29 Section 3. R.S. 47:227 as amended by Section 5 of Act No. 125 of the 2015 Regular
 30 Session of the Legislature is hereby repealed.

1 Section 4. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____