

2021 Regular Session

SENATE BILL NO. 36

BY SENATOR REESE

TAX/INCOME/CORPORATE. To provide relative to net operating loss deductions on Louisiana corporation income. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 47:287.86(B), relative to net operating loss deductions on
3 Louisiana corporation income; to authorize a net operating loss to carryover to each
4 taxable year until the loss is fully recovered; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 47:287.86(B) is hereby amended and reenacted to read as follows:

7 §287.86. Net operating loss deduction

8 * * *

9 B. Net operating loss ~~carrybacks and~~ carryovers. For all claims for this
10 deduction on any return filed on or after July 1, 2015, regardless of the taxable year
11 to which the return relates, ~~the taxable years to which~~ a Louisiana net **operating** loss
12 may be carried ~~shall be a net operating loss carryover to each of the twenty taxable~~
13 **years to each taxable year** following the taxable year of ~~such~~ **the** loss **until the loss**
14 **is fully recovered.**

15 * * *

16 Section 2. This Act shall become effective upon signature by the governor or, if not
17 signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
3 effective on the day following such approval.

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

DIGEST

SB 36 Engrossed

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Reese

Present law (R.S. 47:287.86) provides for a net operating loss deduction on Louisiana corporation income and authorizes a net operating loss to carryover to each of the twenty taxable years following the taxable year of loss on any return filed on or after July 1, 2015, regardless of the taxable year to which the return relates.

Proposed law authorizes a net operating loss to carryover to each taxable year following the taxable year of the loss until the loss is fully recovered and otherwise retains present law.

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

(Amends R.S. 47:287.86(B))