

2015 Regular Session

SENATE BILL NO. 138

BY SENATOR ALLAIN

TAX/AD VALOREM. Authorizes taxing authorities to decline to collect property tax on inventory held by manufacturers, distributors, and retailers if the taxing authority accepts a payment provided by law in lieu of the ad valorem taxes. (1/1/16)

1 AN ACT

2 To amend and reenact R.S. 47:1951 and to enact R.S. 47:1856.1, relative to ad valorem
3 property taxation; to provide with respect to the collection of tax on certain
4 inventory; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 47:1951 is hereby amended and reenacted and R.S. 47:1856.1 is
7 hereby enacted to read as follows:

8 **§1856.1. Inventory**

9 **Notwithstanding any other provision of law to the contrary, public**
10 **service properties which are inventory held by manufacturers, distributors, and**
11 **retailers shall be subject to the provisions of R.S. 47:1951(A).**

12 * * *

13 §1951. Property subject to ad valorem taxation

14 **A.** All property situated within the state, except such as is expressly exempted
15 from taxation by law, shall be subject to taxation on the basis of the assessed
16 valuation thereof. **However, taxing authorities may decline to collect tax on**
17 **inventory held by manufacturers, distributors, and retailers if the taxing**

1 authority accepts a payment in lieu of the ad valorem taxes which would
 2 otherwise be due on such inventory if such payments are provided by law for
 3 such purpose.

4 B.(1) Property, not otherwise exempt from taxation, of all nonresident
 5 persons, firms, corporations, partnerships, associations, or companies is hereby
 6 declared subject to assessment and taxation, in the same manner as all other property
 7 in the state.

8 (2) Notes, judgments, accounts, and credits of non-resident persons, firms,
 9 corporations, partnerships, associations, or companies doing business in the state,
 10 originating from the business done in this state, are property with its situs within this
 11 state; provided this paragraph shall not affect the levying, assessing, and collecting
 12 of taxes upon fire, life, or other insurance companies.

13 Section 2. This Act shall become effective on January 1, 2016.

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

SB 138 Original	DIGEST 2015 Regular Session	Allain
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Present law requires all property situated within the state, except such as is expressly exempted from taxation by law, to be subject to taxation on the basis of the assessed valuation thereof.

Proposed law authorizes taxing authorities to decline to collect tax on inventory held by manufacturers, distributors, and retailers if the taxing authority accepts a payment in lieu of the ad valorem taxes which would otherwise be due on such inventory if such payments are provided by law for such purpose. Provides that public service properties which are inventory held by manufacturers, distributors, and retailers are subject to proposed law.

Effective January 1, 2016.

(Amends R.S. 47:1951; adds R.S. 47:1856.1)