
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 722 Original

2016 Regular Session

Moreno

Abstract: Defines "online hotel marketplace", "online hotel operator", and "online hotel sale". Provides for registration by online hotel marketplaces with the Dept. of Revenue and certain procedures for collecting, remitting, and distributing taxes imposed on online hotel sales.

Present law provides procedures for collecting and remitting the state sales tax by dealers to the secretary of the Dept. of Revenue (DOR). Proposed law retains present law.

Proposed law defines the following terms:

- (1) "Online hotel marketplace" means any person that provides a digital platform for hotels to furnish occupancy to a transient guest at a residential location in exchange for compensation.
- (2) "Online hotel operator" means a hotel, as defined in present law, that furnishes occupancy to a transient guest at a residential location through an online hotel marketplace.
- (3) "Online hotel sale" means furnishing occupancy to a transient guest at a residential location by an online hotel operator facilitated through an online hotel marketplace.

Proposed law authorizes an online hotel marketplace to register with the DOR for payment of taxes imposed on online hotel sales facilitated by the online hotel marketplace. Further requires a registered online hotel marketplace to remit all taxes collected to DOR in accordance with the provisions of present law, along with a report of the amount of tax collected from each taxing jurisdiction.

Proposed law designates the secretary of DOR as an agent of local government for purposes of collecting the local taxes collected by an online hotel marketplace. Further provides for distribution of the local taxes collected in a pro rata share to the political subdivisions levying a tax on the online hotel sales.

Effective July 1, 2016.

(Adds R.S. 47:306.4)