SLS 17RS-11 ORIGINAL

2017 Regular Session

SENATE BILL NO. 118

BY SENATOR COLOMB

1

PROPERTY INSURANCE. Authorizes a state tax credit for premiums paid for flood insurance through the National Flood Insurance Program. (1/1/18)

AN ACT

2	To enact R.S. 47:6025.1, relative to state income tax credits; to provide a tax credit to
3	reimburse, pay, or offset certain flood insurance premiums paid to the National Flood
4	Insurance Program; to provide a refundable credit against state income taxes to
5	certain taxpayers in the amount of the premiums paid to the National Flood
6	Insurance Program; to provide for an effective date; and to provide for related
7	matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. R.S. 47:6025.1 is hereby enacted to read as follows:
10	§6025.1. Tax credit for premiums paid to the National Flood Insurance
11	<u>Program</u>
12	A. There shall be allowed a credit against Louisiana income tax due in
13	a taxable year for the amount of premiums paid during the taxable year by a
14	taxpayer who purchased flood insurance through the National Flood Insurance
15	Program, provided for in Chapter 50 of Title 42 of the United States Code.
16	B. Notwithstanding any other provision of law to the contrary, any
17	excess of allowable credit established by this Section over the tax liabilities

against which such credit can be applied, as provided in this Section, shall constitute an overpayment, as defined in R.S. 47:1621(A), and the secretary shall make a refund of such overpayment from the current collections of the taxes imposed by Chapter 1 of Subtitle II of this Title, together with interest as provided in R.S. 47:1624. The right to a credit or refund of any such overpayment shall not be subject to the requirements of R.S. 47:1621(B). All credits and refunds, together with interest thereon, shall be paid or disallowed within ninety days of receipt by the secretary of any such claim for refund or credit. Failure of the secretary to pay or disallow, in whole or in part, any claim for a credit or a refund shall entitle the aggrieved taxpayer to proceed with the remedies provided in R.S. 47:1625.

Section 2. The provisions of this Act shall become effective for all taxable periods beginning on or after January 1, 2018.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Carla S. Roberts.

DIGEST 2017 Regular Session

Colomb

<u>Proposed law</u> provides for a refundable tax credit from individual and corporation income taxes for the amount of Louisiana income tax due in a taxable year for the amount of premiums paid by a taxpayer who during the taxable year has purchased flood insurance through the National Flood Insurance Program.

<u>Proposed law</u> provides for rules for taxpayers to follow when filing for the credit.

Effective for all taxable periods beginning on or after January 1, 2018.

(Adds R.S. 47:6025.1)

SB 118 Original

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