

2021 Regular Session

HOUSE BILL NO. 592

BY REPRESENTATIVE HILFERTY

TAX/INCOME TAX: Establishes an income tax deduction for certain early childhood care and education expenses

1 AN ACT

2 To enact R.S. 47:297.16, relative to individual income tax; to provide for an individual
3 income tax deduction for certain early childhood care and education expenses; to
4 provide for the amount of the deduction; to provide for limitations and requirements;
5 to authorize the promulgation of rules; to provide for applicability; to provide for an
6 effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 47:297.16 is hereby enacted to read as follows:

9 §297.16. Tax deduction; early childhood care and education expenses

10 A.(1) There shall be allowed a deduction from tax table income for early
11 childhood care and education expenses paid during the taxable year by a taxpayer for
12 the care or education of a child from birth to four years of age, if the child qualifies
13 as a dependency exemption on the taxpayer's Louisiana income tax return for the
14 taxable year or the prior taxable year. The deduction authorized by this Section shall
15 be equal to the actual amount of early childhood care and education expenses paid
16 by the taxpayer for each child or five thousand dollars per child, whichever is less.

17 (2) The amount of the deduction authorized by this Section shall not exceed
18 the total taxable income of the taxpayer claiming the deduction.

19 (3) The deduction authorized pursuant to the provisions of this Section shall
20 be in lieu of the credits authorized pursuant to the provisions R.S. 47:297.4 and 6104.

primary caregiver with whom the child resides including amounts paid to licensed childcare facilities, in-home care providers, and preschool and pre-kindergarten providers.

Proposed law requires the taxpayer claiming the deduction to maintain all records necessary to verify the amount of expenses claimed and if requested, to provide the records to the Dept. of Revenue when filing their tax return.

Proposed law authorizes the promulgation of rules in accordance with present law (Administrative Procedure Act) to implement the provisions of proposed law including rules related to the submission of documentation when claiming the deduction.

Applicable to amounts paid on or after Jan. 1, 2022.

Effective Jan. 1, 2022.

(Adds R.S. 47:297.16)