

First Extraordinary Session, 2005

SENATE BILL NO. 73

BY SENATOR MALONE

TAX/SALES. Re-instates the full state sales tax exemption for non-residential purchases of natural gas and electricity as of July 1, 2006. (1/1/06)

1 AN ACT

2 To amend and reenact R.S. 47:331(P)(2) and to enact R.S. 47:302(T), 321(J), and 331(R),
3 relative to the state sales and use tax; to limit the state sales and use tax paid on
4 natural gas and electric power or energy; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 47:331(P)(2) is hereby amended and reenacted and R.S. 47:302(T),
7 321(J), and 331(R) are hereby enacted to read as follows:

8 §302. Imposition of tax

9 * * *

10 **T. Notwithstanding any other provision of law to the contrary and**
11 **specifically notwithstanding any provision of Act No. 4 of the 2004 First**
12 **Extraordinary Session which makes any state sales and use tax exemption**
13 **inapplicable, inoperable, and of no effect, the exemption provided in R.S.**
14 **47:305(D)(1)(g) and for electric power or energy shall be applicable, operable,**
15 **and effective on July 1, 2006.**

16 * * *

17 §321. Imposition of tax

From July 1, 2004, through June 30, 2009, natural gas and electric power or energy are taxed 2 cents. (R.S. 47:302(R)).

From July 1, 2004, natural gas and electric power or energy are taxed 1 cent. (R.S. 47:321(H)).

From July 1, 2004, through June 30, 2009, natural gas and electric power or energy are taxed .02 cent. (R.S. 47:331(P)(1) and (2)).

Proposed law lifts the suspension so that natural gas and electric power or energy are exempted from the state sales and use tax.

Effective January 1, 2006.

(Amends R.S. 47:331(P)(2); adds R.S. 47:302(T), 321(J), and 331(R))