

## HOUSE SUMMARY OF SENATE AMENDMENTS

House Bill No. 712 by Representative Greene

TAX/SEVERANCE TAX: Establishes rates for the payment of interest on refunds for the overpayment of certain severance taxes

### Synopsis of Senate Amendments

1. Deletes the requirement that DOR *only* pay interest on the overpayment of severance taxes at the U.S. Treasury Yield Curve Constant Maturity 6-Month Treasury Bill rate if the refund is processed and paid by DOR after the 180th day following the day a properly filed claim for refund is submitted to DOR.
2. Establishes a schedule for the the payment of interest on a claim for refund as follows:

If the refund is paid within 180 days of the filing of a claim for refund, interest shall be paid at the U.S. Treasury Yield Curve Constant Maturity 6-Month Treasury rate on the first business day of October of the preceding year.

If the refund is paid after 180 days from the filing of the claim, interest shall be paid at the U.S. Treasury-based rate for the first 180 days, and the judicial rate of interest for any period of time after 180 days.

### Digest of Bill as Finally Passed by Senate

Proposed law requires the Dept. of Revenue (DOR) to pay interest on refunds for overpayments of severance taxes to operators whose wells qualify for the severance tax suspension on new horizontal wells or deep wells at the following rates:

1. If the refund is paid within 180 days of the filing of a claim for refund or an amended return with all supporting documentation, interest on the refund shall be paid at the U.S. Treasury Yield Curve Constant Maturity 6-Month Treasury rate on the first business day of October of the preceding year.
2. If the refund is paid after 180 days from the filing of the claim, interest shall be paid at the U.S. Treasury-based rate for the first 180 days, and the judicial rate of interest for any period of time after 180 days in accordance with the provisions of present law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 47:1624.1)