

2016 First Extraordinary Session

HOUSE BILL NO. 114

BY REPRESENTATIVE THIBAUT

TAX/SALES-USE, STATE: Provides relative to the state sales and use tax (Item #30)

1 AN ACT

2 To amend and reenact R.S. 47:302(A), (B), and (C)(1), relative to state sales and use tax; to
3 provide for the rates of the state sales and use tax; to provide for effectiveness; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 47:302(A), (B), and (C)(1) are hereby amended and reenacted to read
7 as follows:

8 §302. Imposition of tax

9 A. There is hereby levied a tax upon the sale at retail, the use, the
10 consumption, the distribution, and the storage for use or consumption in this state,
11 of each item or article of tangible personal property, as defined herein, the levy of
12 said tax to be as follows:

13 (1) At the rate of ~~two per centum (2%)~~ one and one-tenth percent (1.1%) of
14 the sales price of each item or article of tangible personal property when sold at retail
15 in this state; the tax to be computed on gross sales for the purpose of remitting the
16 amount of tax due the state, and to include each and every retail sale.

17 (2) At the rate of ~~two per centum (2%)~~ one and one-tenth percent (1.1%) of
18 the cost price of each item or article of tangible personal property when the same is
19 not sold but is used, consumed, distributed, or stored for use or consumption in this
20 state; provided there shall be no duplication of the tax.

Proposed law decreases the overall state sales tax rate levied in from 4% to 3.11% and, more specifically, reduces from 2% to 1.1% the sales tax imposed and present law that is being amended.

Effective if and when the proposed repeal of Article VII, §2.2 of the Constitution of La. contained in the Act which originated as House Bill No. 81 of this 2016 R.S. of the Legislature is adopted at a statewide election and becomes effective.

(Amends R.S. 47:302(A), (B), and (C)(1))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

1. Changed effectiveness provision.