2017 Regular Session

ACT No. 209

HOUSE BILL NO. 264

BY REPRESENTATIVE BISHOP

1   AN ACT

2   To amend and reenact R.S. 47:305.11(A), relative to sales and use taxes imposed by the

3   state or a political subdivision; to provide with respect to exclusions from the tax; to

4   provide for the types of construction contracts excluded from the imposition of a new

5   sales and use tax levy; to provide for effectiveness; and to provide for related

6   matters.

7   Be it enacted by the Legislature of Louisiana:

8   Section 1. R.S. 47:305.11(A) is hereby amended and reenacted to read as follows:

9   §305.11. Exclusions and exemptions; contracts prior to and within ninety days of

10   tax levy

11   A. No new or additional sales or use tax shall be applicable to sales of

12   materials or services involved in lump sum ~~or~~ , unit price, fixed fee, or guaranteed

13   maximum price construction contracts entered into and reduced to writing prior to

14   the effective date of the statute or ordinance levying same or to sales or services

15   involved in such contracts entered into and reduced to writing within ninety days

16   thereafter, if such contracts involve contractual obligations undertaken prior to such

17   effective date and were computed and bid on the basis of sales taxes at the rates

18   effective and existing prior to such effective date.

19   *   *   *

20   Section 2. The provisions of this Act shall be applicable for purposes of any

21   additional state sales and use tax enacted on or after July 1, 2017.

1   Section 3. This Act shall become effective upon signature by the governor or, if not

2   signed by the governor, upon expiration of the time for bills to become law without signature

3   by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

4   vetoed by the governor and subsequently approved by the legislature, this Act shall become

5   effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

_____
PRESIDENT OF THE SENATE

_____
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored
are additions.