

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 10

2018 First Extraordinary Session

James

TAX/INCOME TAX: Modifies the term "federal income tax liability" to include certain federal net disaster losses (Item #9)

Synopsis of Senate Amendments

1. Clarifies that the provisions of proposed law applies to tax years beginning on *or after* Jan. 1, 2015, but before Jan. 1, 2018.
2. Technical Amendments.

Digest of Bill as Finally Passed by Senate

Present law defines "federal income tax liability", for purposes of the individual income tax, as the total amount of tax due to the U.S. for the taxable period on the individual income tax return required to be filed by any taxpayer, excluding social security and self-employment taxes.

Present law requires federal income tax liability to be increased by federal income tax credits determined by the secretary to be disaster relief credits.

Present law prohibits federal income tax rebates and credits received by a taxpayer for the 2008 tax year in accordance with federal law from reducing federal income tax liability.

Proposed law retains present law but requires that for taxable periods beginning after Dec. 31, 2014, and before Jan. 1, 2018, that federal income tax liability be increased by the amount to which an individual's federal income tax due to the U.S. for the taxable period was decreased as a result of claiming the federal standard deduction or federal itemized deduction for certain net disaster losses as provided in federal law.

Provisions of proposed law shall be retroactive and shall be applicable to tax years beginning on or after Jan. 1, 2015, but before Jan. 1, 2018.

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

(Adds R.S. 47:293(4)(d))