

2018 Regular Session

SENATE BILL NO. 373

BY SENATOR BARROW

BUDGET PROCEDURE. Provides for the required reporting of certain revenue, exemptions, credits, rebates in the tax exemption budget and on LaTrac. (8/1/18)

1 AN ACT

2 To amend and reenact the introductory paragraph of R.S. 47:1517(B)(1) and to enact R.S.  
3 39:6(C)(3) and R.S. 47:1517(B)(1)(d) and (e), relative to information on the LaTrac  
4 website; to provide for the reporting of all revenue, exemptions, credits, exclusions,  
5 refunds, preferential tax rates, deferred tax liability, and rebates as contained in the  
6 tax exemption budget on LaTrac, or any subsequent database that may replace the  
7 LaTrac system; to provide for information to be reported in the tax exemption budget  
8 for purposes of inclusion in the LaTrac website; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 39:6(C)(3) is hereby enacted to read as follows:

11 §6. Duties of commissioner

12 \* \* \*

13 C.

14 \* \* \*

15 **(3) The LaTrac website, or any subsequent database that may replace**  
16 **the LaTrac system, shall include reports of all revenue, exemptions, credits,**  
17 **exclusions, refunds, preferential tax rates, deferred tax liability, and rebates, all**

1 **as contained in the tax exemption budget.**

2 Section 2. The introductory paragraph of R.S. 47:1517(B)(1) is hereby amended and  
3 reenacted and R.S. 47:1517(B)(1)(d) and (e) are hereby enacted to read as follows:

4 §1517. Tax exemption budget

5 \* \* \*

6 B.(1) The annual tax exemption budget shall **be published on the LaTrac**  
7 **website, or any subsequent database that may replace the LaTrac system, and**  
8 **shall** include the following:

9 \* \* \*

10 **(d) The tax exemption budget shall also include the following:**

11 **(i) The number of businesses which receive each tax exemption, credit,**  
12 **exclusion, refund, preferential tax rate, deferred tax liability, or rebate,**  
13 **hereinafter referred to in this Subsection as the exemption.**

14 **(ii) The parish or location of each business which receives a tax**  
15 **exemption; provided, that if fewer than three businesses receive a particular tax**  
16 **exemption, the tax exemption budget may group such tax exemption with**  
17 **another tax exemption which also has fewer than three businesses receiving it.**

18 **(iii) The information shall be displayed in a manner that identifies:**

19 **(aa) The industry group by North American Industry Classification**  
20 **System sector.**

21 **(bb) The number of taxpayers by industry.**

22 **(cc) The total tax burden by industry group by individual tax before the**  
23 **exemption.**

24 **(dd) The total value to each industry group for each exemption.**

25 **(ee) The total tax value by each industry group by individual tax of the**  
26 **tax collections after the exemption.**

27 **(e) The items contained in Subparagraph (d) of this Paragraph shall be**  
28 **published to the extent that the information is available to the department, on**  
29 **a schedule to be determined by the secretary of the department, beginning with**



- (e) The total tax value by each industry group by individual tax of the tax collections after the exemption.

Proposed law further provides that the additional items to be published in the tax exemption budget shall be published to the extent that the information is available to the department and on a schedule to be determined by the secretary of the department beginning with the incentive expenditures and fully implemented by the date of publication of the Fiscal Year 2019-2020 tax exemption budget on or before March 1, 2020.

Proposed law further provides that the secretary shall ensure that the publication shall not include confidential information.

Effective August 1, 2018.

(Amends R.S. 47:1517(B)(1)(intro para); adds R.S. 39:6(C)(3) and R.S. 47:1517(B)(1)(d) and (e))

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Finance to the original bill

1. Clarifies that the publication shall be on the LaTrac website, or any subsequent database that may replace the LaTrac system.
2. Adds exclusions, refunds, preferential tax rates, deferred tax liability, and rebates, all as contained in the tax exemption budget, to the information that should be published on the website.
3. Lists the additional items to be included in the tax exemption budget.
4. Provides that the additional items to be included in the tax exemption budget shall be published to the extent that the information is available to the department, on a schedule to be determined by the secretary, beginning with incentive expenditures, and fully implemented by the date of publication of the Fiscal Year 2019-2020 tax exemption budget on or before March 1, 2020.
5. Provides that the secretary shall ensure that the publication shall not include confidential information.

##### Senate Floor Amendments to engrossed bill

1. Makes technical changes.