

2021 Regular Session

HOUSE BILL NO. 209

BY REPRESENTATIVE DEVILLIER

TAX/CORP INCOME: Provides for the rate of corporation income tax

1 AN ACT

2 To amend and reenact R.S. 47:287.12, relative to corporation income tax; to provide relative
3 to the rate of the corporation income tax; to provide for applicability; to provide for
4 effectiveness; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 47:287.12 is hereby amended and reenacted to read as follows:

7 §287.12. Rates of tax

8 The tax to be assessed, levied, collected, and paid upon the Louisiana taxable
9 income of every corporation shall be computed at the rate of:

10 ~~(1) Four percent upon the first twenty-five thousand dollars of Louisiana~~
11 ~~taxable income.~~

12 ~~(2) Five percent upon the amount of Louisiana taxable income above twenty-~~
13 ~~five thousand dollars but not in excess of fifty thousand dollars.~~

14 ~~(3) Six percent on the amount of Louisiana taxable income above fifty~~
15 ~~thousand dollars but not in excess of one hundred thousand dollars.~~

16 ~~(4) Seven percent on the amount of Louisiana taxable income above one~~
17 ~~hundred thousand dollars but not in excess of two hundred thousand dollars.~~

18 (5) Eight five percent on all Louisiana taxable income in excess of two
19 hundred thousand dollars.

1 Section 2. The provisions of this Act shall be applicable to tax years beginning on
2 or after January 1, 2023.

3 Section 3. This Act shall take effect and become operative January 1, 2023, if the
4 proposed amendment of Article VII of the Constitution of Louisiana contained in the Act
5 which originated as House Bill No. ___ of this 2021 Regular Session of the Legislature is
6 adopted at a statewide election and becomes effective.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 209 Original

2021 Regular Session

DeVillier

Abstract: Changes the corporate income tax rate from a graduated schedule of rates dependent on the taxable income of the taxpayer to a flat rate of 5%.

Present law requires that the tax to be assessed, levied, collected, and paid on the La. taxable income of every corporation to be computed at the following rates:

- (1) 4% on the first \$25,000 of La. taxable income.
- (2) 5% on La. taxable income above \$25,000 but not in excess of \$50,000.
- (3) 6% on La. taxable income above \$50,000 but not in excess of \$100,000.
- (4) 7% on La. taxable income above \$100,000 but not in excess of \$200,000.
- (5) 8% on all La. taxable income in excess of \$200,000.

Proposed law changes present law by eliminating the graduated schedule of rates dependant on the amount of taxable income of the taxpayer in favor of a flat 5% corporate income tax rate.

Applicable to tax years beginning on or after Jan. 1, 2023.

Effective Jan. 1, 2023 if the proposed amendment of Article VII of the Constitution of La. contained in the Act which originated as House Bill No. ___ of the 2021 Regular Session of the Legislature is adopted at a statewide election and becomes effective.

(Amends R.S. 47:287.12)