

Regular Session, 2013

HOUSE BILL NO. 333

BY REPRESENTATIVE TALBOT

TAX/CORP FRANCHISE: Repeals the corporation franchise tax and provisions relative to determining "taxable capital" for purposes of levying the tax

1 AN ACT

2 To repeal Chapter 5 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950,  
3 comprised of R.S. 47:601 through 618, to repeal the corporation franchise tax and  
4 provisions relative to determining taxable capital for purposes of levying the tax,  
5 exemptions, refunds, and credits from the tax, and provisions relative to the payment,  
6 collection, and reporting of such tax.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Chapter 5 of Subtitle II of Title 47 of the Louisiana Revised Statutes of  
9 1950, comprised of R.S. 47:601 through 618, is hereby repealed in its entirety.

10 Section 2. This Act shall take effect and become operative if and when the Act  
11 which originated as House Bill No. \_\_\_\_ of this 2013 Regular Session of the Legislature is  
12 enacted and becomes effective.

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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)]

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Talbot

HB No. 333

**Abstract:** Repeals the corporation franchise tax and all provisions relative to determining taxable capital, capital stock, and surplus and undivided profits for purposes of levying the tax, exemptions, refunds, and credits from the tax, and provisions relative to the payment, collection, and reporting of such tax.

Present law requires every domestic corporation and every foreign corporation, exercising its charter, or qualified to do business or actually doing business in this state, or owning or using any part or all of its capital, plant, or any other property in this state, to pay an annual

tax at the rate of \$1.50 for each \$1,000 on the first \$300,000 of taxable capital and at the rate of \$3 for each \$1,000, which exceeds \$300,000 of taxable capital.

Present law defines "taxable capital", "capital stock", and "surplus and undivided profits" for purposes of levying the tax. Further provides for a general allocation formula relative to allocation of taxable capital and for certain exemptions from the tax.

Present law provides for payment, collection, and reporting of the corporation franchise tax as well as refunds and credits for overpayments of such tax.

Proposed law repeals present law.

Effective if and when House Bill No. \_\_\_\_ of this 2013 R.S. is enacted and becomes effective.

(Repeals R.S. 47:601-618)