

Regular Session, 2014

HOUSE BILL NO. 1119

BY REPRESENTATIVE KATRINA JACKSON

TAX/TAXATION: Changes the deadline for submission of reports by agencies which administer certain tax incentives and authorizes electronic submission of such reports

1 AN ACT

2 To amend and reenact R.S. 47:1517.1(A), (B)(introductory paragraph), (C)(1), and (G),
3 relative to tax incentives; to provide with respect to reports of state agencies which
4 administer certain tax incentives; to provide for the deadline for submission of such
5 reports; to authorize the electronic submission of such reports; to provide for the
6 submission of supporting documentation under certain circumstances; and to provide
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 47:1517.1(A), (B)(introductory paragraph), (C)(1), and (G) are
10 hereby amended and reenacted to read as follows:

11 §1517.1. Tax incentives; state agencies and state offices that administer tax
12 incentives; reporting requirements

13 A. The Department of Revenue is required to prepare a tax exemption budget
14 each year that includes state revenue loss for the preceding three years caused by
15 each tax exemption, deduction, exclusion, and credit authorized by law; however, in
16 addition to the Department of Revenue, a number of other state agencies administer
17 tax exemptions, deductions, exclusions, credits, and rebates. Likewise, the
18 legislative auditor's office has statutory authority to conduct performance audits of
19 state agency programs in order to evaluate the impact, efficiency, effectiveness, and
20 cost-effectiveness of programs and to identify programs that are vital and in the best

1 interests of the citizens of Louisiana. In order for the legislature and the legislative
 2 auditor's office to get accurate and complete information regarding how much tax
 3 exemptions, deductions, exclusions, credits, and rebates cost the state each year, each
 4 state agency that administers tax exemptions, deductions, exclusions, credits, and
 5 rebates shall annually report the information required by this Section to the
 6 legislature.

7 B. No later than ~~the first day of March~~ February fifteenth of each year, the
 8 head of each state agency that administers a tax exemption, deduction, exclusion,
 9 credit, or tax rebate, referred to in this Section collectively as "tax incentive", shall
 10 prepare and submit to the ~~legislature~~ House Committee on Ways and Means and the
 11 Senate Committee on Revenue and Fiscal Affairs, referred to in this Section as
 12 "committees", a report regarding each tax incentive that the agency administers. The
 13 report may be submitted electronically; however, the committees may request written
 14 reports. The report shall include an assessment of each tax incentive based on the
 15 following criteria:

16 * * *

17 C.(1) Nothing in this Section shall be construed to require the disclosure of
 18 proprietary or trade secret information that has been submitted to any state agency
 19 with respect to a tax credit. However, the committees may request written or
 20 electronic copies of supporting documentation utilized by the state agency when
 21 compiling the report required pursuant to the provisions of this Section.

22 * * *

23 G. ~~The House Committee on Ways and Means and the Senate Committee on~~
 24 ~~Revenue and Fiscal Affairs, referred to in this Subsection as "committees",~~
 25 committees shall conduct hearings on the reports every odd-numbered year, to be
 26 concluded thirty days before the beginning of the Regular Session of the Legislature
 27 of Louisiana. The committees shall analyze and consider tax incentives that have
 28 caused revenue loss to the state in any one of the three previous fiscal years. From

1 time to time, the committees may report to the legislature findings or
2 recommendations developed as a result of the hearings.

3 * * *

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)]

Katrina Jackson

HB No. 1119

Abstract: Changes the deadline for submission of the report from no later than March 1 of each year to no later than Feb. 15 of each year and authorizes the electronic submission of the reports.

Present law requires, in order for the legislature and the legislative auditor's office to get accurate and complete information regarding how much tax credits and rebates cost the state each year, each state agency which administers a tax credit or tax rebate (tax incentives), to prepare and submit a report to the legislature regarding the tax incentive the agency administers.

Proposed law retains present law but changes applicability of present law from tax credits and rebates to tax exemptions, deductions, exclusions, credits, and rebates. Further, changes the entity to which the report shall be submitted from the legislature to the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs.

Present law requires the report to be submitted no later than March 1 of each year.

Proposed law changes the present law deadline to submit the report from no later than March 1 of each year to no later than Feb. 15 of each year. Further authorizes the report to be submitted electronically.

Proposed law authorizes the committees to request written or electronic copies of supporting documentation utilized by the state agency when compiling the report on the tax incentive the agency administers.

(Amends R.S. 47:1517.1(A), (B)(intro. para.), (C)(1), and (G))