

2015 Regular Session

HOUSE BILL NO. 826

BY REPRESENTATIVE IVEY

TAX/SALES & USE: Establish the fee to be charged by the Department of Revenue for the collection and enforcement of collection of sales and use taxes of other taxing authorities

1 AN ACT

2 To enact R.S. 47:337.16(C), relative to sales and use tax; to establish a minimum fee to be
3 charged by the Department of Revenue for collection and enforcement of collection
4 of sales and use taxes imposed by another taxing authority; to provide for
5 effectiveness; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 47:337.16(C) is hereby enacted to read as follows:

8 §337.16. Authority to collect local sales and use taxes

9 * * *

10 C. The fee to be charged by the Department of Revenue to collect and
11 enforce the collection of any sales and use tax, and related penalty, interest, or other
12 charge, levied by any other taxing authority shall be no less than one percent of the
13 monies collected pursuant to a contract authorized under this Section. This fee shall
14 exclude collections pursuant to R.S. 47:303(B) of local sales and use taxes upon
15 motor vehicles.

16 Section 2. This Act shall become effective on January 1, 2016.

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 826 Engrossed

2015 Regular Session

Ivey

Abstract: Establishes a minimum amount for the fee which may be charged by the Dept. of Revenue for the collection and enforcement of collection of sales and use taxes of another taxing authority.

Present law authorizes the Dept. of Revenue to contract with the governing authority of a taxing authority to collect the local sales and use taxes and related penalty, interest, and other charges of the taxing authority.

Proposed law retains present law and provides that the minimum fee to be charged by the department for the collection and enforcement of collection of another taxing authority's sales and use taxes shall be at least 1% of the monies collected.

Proposed law excludes from provisions of proposed law collections of any local sales and use taxes imposed on motor vehicles.

Effective Jan. 1, 2016.

(Adds R.S. 47:337.16(C))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

1. Change the limitation on the amount of the fee from not less than 7% and not more than 10% to no less than 1%.
2. Add exclusion from proposed law for local sales and use taxes imposed on motor vehicles.
3. Change effectiveness from governor's signature to Jan. 1, 2016.