

**HOUSE SUMMARY OF SENATE AMENDMENTS**

**HB 39**

**2016 First Extraordinary Session**

**Stokes**

TAX/EXCISE: Levies an automobile rental tax (Item #25)

**Synopsis of Senate Amendments**

1. Redirects the 1/3 distribution to the Jefferson Convention and Visitors Bureau for the local taxes collected in Jefferson Parish, so that equal parts of the 1/3 distribution go to capital improvements and maintenance of Lafrienere Park, maintenance and litter abatement of the Westbank Expressway in unincorporated Jefferson Parish, and maintenance, operation, and promotion of events at the Jefferson Parish Arts Center.
2. Redirects the distribution for the local taxes collected in Orleans Parish from the Orleans Council on Aging to 75% going to the Orleans Council on Aging and 25% going to the Downtown Development District for Orleans Parish.
3. Dedicates 40% of the local taxes collected in East Baton Rouge Parish to the Council on Aging, 40% to Capital Area Human Services, and 20% to the Arts Council of Greater Baton Rouge.
4. Dedicates 80% of the local taxes collected in Caddo to the LSU Medical School and 20% to the Caddo Parish Council on Aging.
5. Dedicates the local taxes collected in Calcasieu to the Airport District No. 1.
6. Dedicates the local taxes collected in Lafourche Parish to the Special Education District No. 1.
7. Dedicates the local taxes collected in Terrebonne Parish equally to the Houma Downtown Development Corporation, South La. Wetlands Discovery Center, and the Terrebonne Arc.
8. Dedicates the local taxes from the following parishes to the corresponding Council on Aging:
  - (1) Bossier Parish
  - (2) Ascension Parish
  - (3) Assumption Parish
  - (4) West Baton Rouge Parish
  - (5) Iberville Parish
  - (6) St. James Parish
  - (7) St. Mary Parish
  - (8) West Carroll Parish
  - (9) East Carroll Parish
  - (10) Madison Parish
  - (11) Richland Parish
  - (12) Morehouse Parish
  - (13) Ouachita Parish
  - (14) Union Parish
  - (15) Lincoln Parish
  - (16) Jackson Parish
  - (17) Winn Parish
  - (18) Grant Parish
  - (19) Rapides Parish
  - (20) Caldwell Parish

**Digest of Bill as Finally Passed by Senate**

HB 39 Reengrossed                      2016 First Extraordinary Session

**Abstract:** Levies a state tax of 2.5% and a local tax of .5% of the gross proceeds on the rental of automobiles.

Proposed law levies a 2.5% state and .5% local automobile rental tax on the proceeds derived from an automobile rental contract. The tax is in addition to any other tax, fee, or license.

Proposed law prohibits the tax being levied on the following:

- (1) Rentals by an insurance company as a replacement vehicle for a policyholder.
- (2) Rentals by an automobile dealer while a customer's vehicle is being serviced or repaired.
- (3) Rentals by an individual while the individual's vehicle is being serviced or repaired.

Proposed law requires the tax collected to be remitted to the secretary of the Dept. of Revenue (DOR). Further requires the secretary of DOR to distribute local sales tax collected and remitted to the corresponding local sales tax collector or governing authority.

Proposed law requires the local tax collected in Jefferson Parish to be distributed as follows:

- (1) 1/3 to the city of Kenner for arts and recreation.
- (2) 1/3 to the city of Westwego for promotion of the Westwego Performing Arts Center.
- (3) 1/3 to Jefferson Parish to be divided equally for capital improvements and maintenance of Lafrienere Park, maintenance and litter abatement of the Westbank Expressway in unincorporated Jefferson Parish, and maintenance, operation, and promotion of events at the Jefferson Parish Arts Center.

Proposed law requires the local tax collected in Orleans Parish to be distributed as follows:

- (1) 25% to the Downtown Development District of New Orleans.
- (2) 75% to the New Orleans Council on Aging.

Proposed law requires the local tax collected in Caddo Parish to be distributed as follows:

- (1) 20% to the Caddo Parish Council on Aging.
- (2) 80% to the LSU A&M College Medical School at Shreveport.

Proposed law requires the local tax collected in East Baton Rouge Parish to be distributed as follows:

- (1) 40% to the East Baton Rouge Council on Aging.
- (2) 40% to Capital Area Human Services.
- (3) 20% to the Arts Council of Greater Baton Rouge.

Proposed law requires the local tax collected in Terrebonne Parish to be distributed as follows:

- (1) 1/3 to the Houma Downtown Development Corporation.

(2) 1/3 to the South Louisiana Wetlands Discovery Center.

(3) 1/3 to the Terrebonne ARC.

Proposed law requires the local tax collected in Calcasieu Parish to be distributed to Airport District No. 1.

Proposed law requires the local tax collected in Lafourche Parish to be distributed to the Special Education District No. 1.

Proposed law requires the local tax collected in the following parishes to be distributed to the Council on Aging for the parish in which the tax is collected:

- (1) Bossier Parish
- (2) Ascension Parish
- (3) Assumption Parish
- (4) West Baton Rouge Parish
- (5) Iberville Parish
- (6) St. James Parish
- (7) St. Mary Parish
- (8) West Carroll Parish
- (9) East Carroll Parish
- (10) Madison Parish
- (11) Richland Parish
- (12) Morehouse Parish
- (13) Ouachita Parish
- (14) Union Parish
- (15) Lincoln Parish
- (16) Jackson Parish
- (17) Winn Parish
- (18) Grant Parish
- (19) Rapides Parish
- (20) Caldwell Parish

Proposed law requires the local tax collected in Orleans Parish to be distributed to the New Orleans Council on Aging beginning April 1, 2016 through Dec. 31, 2016, and thereafter, requires distribution for road repairs and beautification projects.

Effective April 1, 2016.

(Amends R.S. 47:551)

Summary of Amendments Adopted by House

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

1. Change the distribution for the local taxes collected in Jefferson Parish from 2/3 distributed to the Jefferson Parish Performing Arts Society for programs on the east and west bank, with 1/3 of that amount going to the Westwego Performing Arts Center, to 1/3 of the amount going to the city of Westwego for promotion of the Westwego Performing Arts Center, and 1/3 of the amount going to the Jefferson Convention and Visitors Bureau solely for promotion of events staged at the Jefferson Performing Arts Center.
2. Requires the local tax collected in Orleans Parish beginning April 1, 2016 through Dec. 31, 2017, to be distributed to the New Orleans Council on Aging.

Summary of Amendments Adopted by the Senate

1. Redirect the 1/3 distribution to the Jefferson Convention and Visitors Bureau for the local taxes collected in Jefferson Parish, so that equal parts of the 1/3 distribution go to capital improvements and maintenance of Lafriener Park, maintenance and litter abatement of the Westbank Expressway in unincorporated Jefferson Parish, and maintenance, operation, and promotion of events at the Jefferson Parish Arts Center.
2. Redirect the distribution for the local taxes collected in Orleans Parish from all going to the Orleans Council on Aging to 75% going to the Orleans Council on Aging and 25% going to the Downtown Development District for Orleans Parish.
3. Dedicate 40% of the local taxes collected in East Baton Rouge Parish to the Council on Aging, 40% to Capital Area Human Services, and 20% to the Arts Council of Greater Baton Rouge.
4. Dedicate 80% of the local taxes collected in Caddo to the LSU Medical School and 20% to the Caddo Parish Council on Aging.
5. Dedicate the local taxes collected in Calcasieu Parish to the Airport District No. 1 in Calcasieu.
6. Dedicate the local taxes collected in Lafourche Parish to the Special Education District No. 1.
7. Dedicate the local taxes from the following parishes to the corresponding Council on Aging:
  - (1) Bossier Parish
  - (2) Ascension Parish
  - (3) Assumption Parish
  - (4) West Baton Rouge Parish
  - (5) Iberville Parish
  - (6) St. James Parish
  - (7) St. Mary Parish
  - (8) West Carroll Parish
  - (9) East Carroll Parish
  - (10) Madison Parish
  - (11) Richland Parish
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