

---

## 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 668 Original

2017 Regular Session

Stokes

**Abstract:** Extends applicability of various state sales and use tax exclusions and exemptions to sales and use taxes imposed by local and other taxing authorities.

Proposed law extends applicability of various state sales and use tax exemptions to the taxes imposed by taxing authorities other than the state, with the application phased in over four years, beginning Oct. 1, 2017, when the exemptions would be applicable to 25% of the sale, and with 100% of the sale to be exempt starting Oct. 1, 2020.

Present law establishes an exclusion from state sales and use taxes for machinery and equipment purchased by the owner of a radio station located within La. that is licensed by the Federal Communications Commission for radio broadcasting, if the owner meets certain requirements concerning business ownership and payroll in La.

Proposed law changes present law by changing the preferential tax treatment for machinery and equipment purchased by the owner of a radio station from a state only exclusion to an exemption applicable to taxes imposed by the state or any other taxing authority.

Proposed law repeals requirements concerning radio station ownership domicile and payroll, and requires instead that the machinery and equipment be necessary to maintain a license with the FCC. Proposed law further extends the exemption to machinery and equipment purchased by the owner of a television station.

Present law establishes an exemption from state sales and use taxes for the gross proceeds derived from the sale of livestock at public sales sponsored by breeders' or registry associations or livestock auction markets.

Proposed law retains present law and extends applicability of the exemption for sales of livestock to taxes imposed by any other taxing authority.

Present law establishes an exclusion from state sales and use taxes for the sale or use of bait, feed, materials, supplies, equipment, fuel, and related items other than vessels used in the production or harvesting of crawfish.

Proposed law changes present law by changing the preferential tax treatment for the sale of bait, feed, materials, supplies, equipment, fuel, and related items used in the production or harvesting of crawfish from a state only exclusion to an exemption applicable to taxes imposed by the state or any

other taxing authority.

Present law establishes an exclusion from state sales and use taxes for the sale or use of bait, feed, materials, supplies, equipment, fuel, and related items other than vessels used in the production or harvesting of catfish.

Proposed law changes present law by changing the preferential tax treatment for the sale of bait, feed, materials, supplies, equipment, fuel, and related items used in the production or harvesting of catfish from a state only exclusion to an exemption applicable to taxes imposed by the state or any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of orthotics, including prescription eyeglasses and contact lenses, and prosthetic devices and wheelchairs and wheelchair lifts prescribed by physicians, optometrists or licensed chiropractors for personal consumption or use.

Proposed law retains present law and extends applicability of the exemption for the sale of orthotics to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of ostomy, ileostomy or colostomy devices or any other appliance including catheters or any related item which is required as the result of any surgical procedure by which an artificial opening is created in the human body for the elimination of natural waste.

Proposed law retains present law and extends applicability of the exemption for the sale of ostomy and related supplies to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of patient aids prescribed by a physician or a licensed chiropractor for home use.

Proposed law retains present law and extends applicability of the exemption for the sale of patient aids to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of medical devices used exclusively by the patient in the medical treatment of various diseases or administered exclusively to the patient by a physician, nurse, or other health care professional or health care facility in the medical treatment of various diseases under the supervision of and prescribed by a licensed physician.

Proposed law retains present law and extends applicability of the exemption for the sale of medical devices to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of supplies, equipment, materials, repairs, and vessels used by commercial fishermen or a seafood processor who processes the catch of such a fisherman.

Proposed law retains present law and extends applicability of the exemption for the sale of supplies, equipment, and services for the vessel of a commercial fisherman or seafood processor to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes the first \$50,000 of the sales price for farm equipment including tractors, cane harvesters, cane loaders, cotton pickers, combines, haybalers, attachments, sprayers, clippers, cultivators, discs, plows, spreaders, irrigation wells, drives, motors, and other equipment and farm facilities used for the production of food and fiber or for the storage of grain or any materials used to construct such structures on a farm facility.

Proposed law retains present law and extends applicability of the exemption for the sale of a variety of farm implements, equipment, and facilities to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of diesel fuel, butane, propane, or other liquefied petroleum gases used for farm purposes.

Proposed law retains present law and extends applicability of the exemption for the sale of fuel for farm purposes to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for the sale of polyroll tubing sold or used for commercial farm irrigation.

Proposed law retains present law and extends applicability of the exemption for the sale of polyroll tubing to taxes imposed by any other taxing authority.

Present law establishes an exemption from state sales and use taxes for sales to a qualifying radiation therapy treatment center for the purchase, lease, or repair of capital equipment and the purchase, lease, or repair of software used to operate capital equipment.

Proposed law retains present law and extends applicability of the exemption for purchases by a qualifying radiation therapy center to taxes imposed by any other taxing authority.

Effective Oct. 1, 2017, if House Bill No. 562 of this 2017 R.S. is enacted and becomes effective.

(Amends R.S. 47:305(A)(2), (5), and (6), and (D)(1)(k) through (m) and (s), 305.20(A), 305.25(A)(introductory paragraph) and (B), 305.37(A), 305.63, and 305.64(A)(1); Adds R.S. 47:305.72; Repeals R.S. 47:301(16)(n), 305.20(G), 305.25(C), 305.37(B) and 337.10(D) and (N))