

Regular Session, 2014

HOUSE BILL NO. 436

BY REPRESENTATIVE FANNIN

REVENUE DEPARTMENT: Provides for the payment methods for refunds of overpayments of individual income tax

1 AN ACT

2 To amend and reenact Act No. 818 of the 2012 Regular Session of the Legislature, relative

3 to the payment of refunds by the Department of Revenue for overpayments of tax;

4 to authorize certain methods of payment; to provide with respect to taxpayer

5 selection of the method of payment for their refund for certain taxes; to provide for

6 applicability; to provide for effectiveness; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Act No. 818 of the 2012 Regular Session of the Legislature is hereby

9 amended and reenacted to read as follows:

10 Section 1. R.S. 47:1621(D)(1) is hereby amended and reenacted to read as

11 follows:

12 §1621. Refunds of overpayments authorized

13 * * *

14 D.(1) Such refunds shall be made out of any current collections of the

15 particular tax which was overpaid. The secretary may make payment of refunds by

16 means of a debit card at the option of the taxpayer. However, the paper form for an

17 individual income tax return shall include provisions whereby the taxpayer may

18 choose to receive a refund of an overpayment by check, debit card, or direct deposit;

19 ~~or any other format by which the department may pay a refund.~~ A refund for a

20 taxpayer who filed a paper tax return for individual income tax shall be made in

Proposed law changes present law by removing the authority for a taxpayer option to receive a refund payment by any other format by which the department may pay a refund.

Proposed law changes present law regarding the payment of a refund if a taxpayer does not choose a particular method of payment on their individual income tax return from a method determined by the secretary to payment by check.

Applicable for taxable years beginning on and after Jan. 1, 2014.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends Act No. 818 of 2012 R.S.)