

2015 Regular Session

HOUSE BILL NO. 820

BY REPRESENTATIVE JONES

TAX/TAX REBATES: Limits the amount of rebates allowed each year for donations to school tuition organizations

1 AN ACT

2 To amend and reenact R.S. 47:6301(A)(1), relative to rebates; to provide with respect to the
3 rebate for donations to school tuition organizations; to provide for an annual cap on
4 the amount of rebates allowed; to provide for applicability; to provide for an
5 effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 47:6301(A)(1) is hereby amended and reenacted to read as follows:

8 §6301. Rebates; donations to school tuition organizations

9 A.(1) There shall be allowed a rebate for donations a taxpayer makes during
10 a taxable year to a school tuition organization which provides scholarships to
11 qualified students to attend a qualified school. Upon making his donation, the donor
12 shall indicate the duration of time which the school tuition organization may retain
13 and carryforward his donation. The time may be indicated as being in perpetuity or
14 for a stated period of time coinciding with a fiscal year of the state of Louisiana, the
15 minimum of which shall not be less than twelve months or one fiscal year, whichever
16 occurs later. In order to qualify for the rebate, the donation shall be made by a
17 taxpayer who files a Louisiana income tax return. The amount of the rebate shall be
18 equal to the actual amount of the taxpayer's donation used by a school tuition
19 organization to fund a scholarship to a qualified student, which shall not include
20 administrative costs. Beginning July 1, 2015, the aggregate amount of rebates

1 allowed pursuant to the provisions of this Section each calendar year shall not exceed
2 one million dollars.

3 * * *

4 Section 2. The provisions of this Act shall become effective on July 1, 2015, and
5 shall be applicable to donations made to a school tuition organization which provides
6 scholarships to qualified students to attend a qualified school for the 2015-2016 school year.

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)]

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Abstract: Limits the aggregate amount of rebates allowed each calendar year to \$1M beginning July 1, 2015.

Present law authorizes a rebate for donations a taxpayer makes during a taxable year to a school tuition organization (STO) which provides scholarships to qualified students to attend a qualified school. In order for the donation to qualify for the rebate, the taxpayer must file a La. income tax return. The amount of the rebate shall be equal to the actual amount of the taxpayer's donation used by an STO to fund a scholarship to a qualified student, which shall not include administrative costs.

Proposed law retains present law but limits the aggregate amount of rebates allowed each calendar year pursuant to present law to \$1M beginning Jan. 1, 2015.

Effective July 1, 2015, and shall be applicable to donations made to a school tuition organization which provides scholarships to qualified students to attend a qualified school for the 2015-2016 school year.

(Amends R.S. 47:6301(A)(1))