

2016 First Extraordinary Session

HOUSE BILL NO. 81

BY REPRESENTATIVE THIBAUT

TAX/SALES & USE: (Constitutional Amendment) Repeals certain state sales and use tax exemptions (Items #16 and 36)

1 A JOINT RESOLUTION

2 Proposing to repeal Article VII, Section 2.2 of the Constitution of Louisiana, relative to
3 limitations on the power of taxation; to repeal certain constitutional sales and use tax
4 exclusions and exemptions; to provide for submission of the proposed amendment
5 to the electors; and to provide for related matters.

6 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
7 elected to each house concurring, that there shall be submitted to the electors of the state of
8 Louisiana, for their approval or rejection in the manner provided by law, a proposal to repeal
9 Article VII, Section 2.2 of the Constitution of Louisiana.

10 Section 2. Be it further resolved that the repeal of the amendment contained in this
11 Joint Resolution shall become effective on January 1, 2017.

12 Section 3. Be it further resolved that this proposed amendment shall be submitted
13 to the electors of the state of Louisiana at the statewide election to be held on November 8,
14 2016.

15 Section 4. Be it further resolved that on the official ballot to be used at the election,
16 there shall be printed a proposition, upon which the electors of the state shall be permitted
17 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
18 follows:

19 Do you support an amendment to repeal the state sales and use tax
20 exemptions for food for home consumption, residential natural gas,
21 electricity, and water, and prescription drugs? (Effective January 1, 2017)
22 (Repeals Article VII, Section 2.2)

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 81 Engrossed

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Thibaut

Abstract: Repeals the state sales and use tax exemptions for food for home consumption, residential utilities, and prescription drugs.

Present constitution provides for a state sales and use tax exemption for certain food for home consumption, residential utilities such as natural gas, electricity, and water sold directly to the consumer, and prescription drugs.

Proposed constitutional amendment repeals these exemptions.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 8, 2016.

(Repeals Const. Art. VII, §2.2)

Summary of Amendments Adopted by House

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

1. Change the Resolution from one that adds an exemption from state sales and use taxes for alternative energy for residential use to one that repeals the constitutional state sales and use tax exemptions for certain food, residential utilities, and prescription drugs.