

Regular Session, 2012

SENATE BILL NO. 343

BY SENATOR HEITMEIER

TAX/AD VALOREM. Removes certain water transportation companies from the definition of public service property for the purposes of assessment. (8/1/12)

1 AN ACT

2 To amend and reenact R.S. 47:1851(B) and (M), relative to ad valorem taxation; to provide
3 for the definition of certain public service property for purposes of assessment; to
4 provide for the definition of barge lines and towing companies; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 47:1851(B) and (M) are hereby amended and reenacted to read as
8 follows:

9 PART III. ASSESSMENT OF PUBLIC SERVICE PROPERTIES

10 §1851. Definitions

11 When used in this Part, unless the context requires a different meaning:

12 * * *

13 B. "Barge line; ~~and~~ **and** towing; ~~and other water transportation~~ company" means
14 any resident or nonresident company, whether domiciled in this state or outside this
15 state, whose boats, barges, or other watercraft either owned or leased are engaged in
16 the business of ~~water transportation~~ **transporting by water** as a common, contract,
17 or private carrier **barge line or towing company** over the inland waterways of this

1 state on a regular basis. Excluded from this definition are supply vessels and crew
2 vessels.

3 * * *

4 M. "Public service properties" means the immovable, major movable, and
5 other movable property owned or used but not otherwise assessed in this state in the
6 operations of each airline, electric membership corporation, electric power company,
7 express company, gas company, pipeline company, railroad company, telegraph
8 company, telephone company, and water company. For each barge line, towing, ~~and~~
9 ~~other water transportation~~ company, or private car company, only the major movable
10 property owned or used but not locally assessed or otherwise assessed in this state
11 in interstate or interparish operations shall be considered as public service property.

12 * * *

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Riley Boudreaux.

DIGEST

Present law for purposes of ad valorem taxation defines public service property to include barge lines, towing and other water transportation companies.

Present law provides procedures for assessment of public service properties by the Louisiana Tax Commission.

Present constitution provides that public service properties be assessed at 25% of value.

Proposed law removes "other water transportation company" from the definition of barge line and towing companies.

Effective August 1, 2012.

(Amends R.S. 47:1851(B) and (M))