

NOTICE OF INTENT

Department of Revenue Tax Policy and Planning Division

Corporation Returns (LAC 61:I.1148)

Under the authority of R.S. 47:287.441, 287.444, 287.601, 287.612, 287.614, 287.623, 287.651, 287.732, 287.785 and 1511 and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Revenue, Tax Policy and Planning Division, proposes to amend LAC 61:I.1148 relative to the requirements of filing a final return upon liquidation or dissolution of a corporation.

The purpose of this proposed Rule is to simplify the process of closing a corporation's account with the department by eliminating documentation requirements associated with filing a final corporation income tax return upon the liquidation or dissolution of a corporation. Additionally, the proposed Rule updates any reference to the due date for the filing of a corporation income tax return.

This proposed Rule is written utilizing plain language principles to ensure clarity and accessibility for all users. It has also been reviewed and tested for compliance with web accessibility standards.

Title 61

REVENUE AND TAXATION

Part I. Taxes Collected and Administered by the Secretary of Revenue

Chapter 11. Income: Corporation Income Tax §1148. Corporation Returns

- A. ...
- B. - B.7. Repealed.
- C. - D.1. ...

2. Except as otherwise provided herein, when a change in ownership results in a change to the accounting period, the filing of two short period returns is required. The due date of the first short period return is the fifteenth day of the fifth month following the last day of the calendar month in which the change in ownership occurred. The due date of the last short period return is the due date of the new accounting period year-end return.

3. When a one-day return is required under federal law, that one-day is a separate accounting period for Louisiana reporting purposes. A separate return is required for that one day. This will usually result in the filing of three short period returns. The due date of the first short period return is the fifteenth day of the fifth month following the last day of the calendar month in which the change in ownership occurred. The due date of the one-day return is the fifteenth day of the fifth month following the last day of the calendar month in which the one-day falls. The due date of the last short period return is the due date of the new accounting period year-end return.

- 4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:287.441, R.S. 47:287.444, R.S.47:287.601, R.S. 47:287.612, R.S. 47:287.614, R.S. 47:287.623, R.S. 47:287.651, R.S. 47:287.732, R.S. 47:287.785 and R.S. 47:1511.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Income Tax Section, LR 14:108 (February 1988), repromulgated by the Department of Revenue, Policy

Services Division, LR 30:485 (March 2004), amended LR 30:2860 (December 2004), amended by the Department of Revenue, Tax Policy and Planning Division, LR 52:

Family Impact Statement

The proposed Rule should not have any known or foreseeable impact on any family as defined by R.S. 49:972(D) or on family formation, stability and autonomy. Specifically, the implementation of the proposed amendment will have no known or foreseeable effect on:

1. the stability of the family.
2. the authority and rights of parents regarding the education and supervision of their children.
3. the functioning of the family.
4. family earnings and family budget.
5. the behavior and personal responsibility of children.
6. the ability of the family or a local government to perform this function.

Poverty Impact Statement

This proposed Rule will have no impact on poverty as described in R.S. 49:973.

Small Business Analysis

The proposed Rule is not expected to have a significant adverse impact on small businesses as defined in the Regulatory Flexibility Act. The agency, consistent with health, safety, environmental and economic factors has considered and, where possible, utilized regulatory methods in drafting this proposed Rule to accomplish the objectives of applicable statutes while minimizing any anticipated adverse impact on small businesses.

Provider Impact Statement

The proposed Rule will have no known or foreseeable effect on:

1. the staffing levels requirements or qualifications required to provide the same level of service.
2. the total direct and indirect effect on the cost to the provider to provide the same level of service.
3. the overall effect on the ability of the provider to provide the same level of service.

Public Comments

Any interested person may submit written data, views, arguments or comments regarding these proposed amendments to Brad Blanchard, Attorney, Tax Policy and Planning Division, by email to bradley.blanchard@la.gov. All comments must be received no later than Monday, July 27, 2026, at 4 p.m.

Public Hearing

Interested persons may submit a written request for a public hearing no later than Friday, July 10, 2026, at 4:30 p.m. Requests may be submitted via email to bradley.blanchard@la.gov and reference Corporation Returns. Pursuant to R.S. 49:961(B)(1), a public hearing will be held only if the statutory requirements are satisfied. If those requirements are met, the hearing will take place on Tuesday, July 28, 2026, at 10:30 a.m. in the River Room, located on the seventh floor of the LaSalle Building, 617 North Third Street, Baton Rouge, LA 70802, to receive oral and written comments from interested persons. If the requirements have been met and a public hearing will be held, notice of the hearing will be posted under the respective rule topic on the Department's website at <https://revenue.louisiana.gov/tax-policy/rules-regulations>, under "Types," then "Nonemergency Rulemaking." A posted notice confirms that

the statutory hearing requirements have been met and that the hearing will be held. If no notice appears, a public hearing will not be conducted.

In accordance with the Americans with Disabilities Act, should individuals with a disability need an accommodation in order to participate, contact Brad Blanchard by email at LDRadarequests@la.gov or by phone at (225) 219-2780.

Jarrold J. Coniglio
Secretary

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES
RULE TITLE: Corporation Returns**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed rule is not anticipated to result in any direct material effect on implementation costs or savings to state or local governmental units.

The proposed regulation amends LAC 61:I.1148 to simplify the process for closing a corporation's account with the Louisiana Department of Revenue by removing documentation requirements when filing a final corporate income tax return upon its liquidation or dissolution. Corporations will no longer be required to include an outline of the dissolution plan, certain dissolution dates, shareholder information, consideration paid, and tax treatment under the Internal Revenue Code when filing the final corporate income tax return. The amendment aims to streamline compliance while maintaining clarity and accessibility to corporations. It also updates references to current filing deadlines for short-period corporate returns related to ownership changes and one-day returns, moving the due date from the fourth to the fifth month following the end of the relevant calendar month.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed rule is not anticipated to materially impact revenue collections of state or local government units because it only changes documentation requirements and filing deadlines, not the taxable base, tax rate, or calculation of liabilities. Corporations are still required to pay all their tax liability upon their liquidation and dissolution accurately.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS, SMALL BUSINESSES, OR NONGOVERNMENTAL GROUPS (Summary)

The proposed amendment is expected to reduce time and administrative costs for corporations and small businesses by eliminating documentation requirements when filing a final corporate income tax return upon liquidation and dissolution. No additional financial burden is imposed on businesses as there is no change in tax liability. The proposed amendment, however, streamlines compliance and simplifies filing without affecting corporate tax collections.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

No material impact on competition and employment is anticipated due to this proposed amendment.

Brandea Averett
Deputy Secretary
2606#026

Alan M. Boxberger
Legislative Fiscal Officer
Legislative Fiscal Office

**NOTICE OF INTENT
Department of Revenue
Tax Policy and Planning Division**

Income: Corporation Income Tax
(LAC 61:I.1135 and 1136)

Under the authority of R.S. 47:1511 and 287.95 and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Revenue, Tax Policy and Planning Division proposes to amend LAC 61:I.1135 and 1136 relative to the sourcing and exclusion of certain sales for purposes of calculating Louisiana income.

The proposed Rule implements Act 430 of the 2023 Regular Session. Act 430 removes certain sales from the types of sales treated as apportionable income and eliminates the requirement to exclude unassignable sales from both the numerator and the denominator of the sales factor.

This proposed Rule is written utilizing plain language principles to ensure clarity and accessibility for all users. It has also been reviewed and tested for compliance with web accessibility standards.

**Title 61
REVENUE AND TAXATION**

**Part I. Taxes Collected and Administered by the
Secretary of Revenue**

Chapter 11. Income: Corporation Income Tax

**§1135. Sourcing of Sales Other Than Sales of Tangible
Personal Property**

A. - B. ...

1. determining whether and to what extent the market for a sale other than the sale of tangible personal property is in Louisiana, and

2. reasonably approximating the state or states of assignment where the state or states cannot be determined.

3. - 4. Repealed.

C. - F.3. ...

G. Rule with Respect to Sales Factor

1. The sales factor only includes those amounts defined as sales under applicable statutes and regulations.

2. - 4. Repealed.

H. - H.2.b.i.(d)....

c. Rule of Reasonable Approximation. In an instance in which the state or states where a service is actually received cannot be determined, but the taxpayer has sufficient information regarding the place of sale from which it can reasonably approximate the state or states where the service is received, the taxpayer shall reasonably approximate such state or states.

3. - 5.b....

I. Sale of Immovable Property. In the case of the sale of immovable property, the receipts are sourced to Louisiana if and to the extent that the immovable property is located in Louisiana.

J. Repealed.