

General Information

Effective January 1, 2020, a tax of three percent (3%) of the gross retail sales of industrial hemp-derived CBD products sold within the state is due by retailers.

For tax periods January 1, 2020 through July 31, 2021, all sales of Industrial Hemp-Derived CBD products must be reported on Form R-5024, *Industrial Hemp-Derived CBD Products Tax Return*. For additional information, see the FAQs for Industrial Hemp-Derived CBD Products.

Act 336 of the 2021 Regular Legislative Session changed the name of this tax from Industrial Hemp-Derived CBD to Consumable Hemp Products effective August 1, 2021, and expanded the taxable base. Therefore, effective August 1, 2021, a tax of three percent (3%) of the gross retail sales of consumable hemp products sold within the state is due by retailers. The definition of consumable hemp products that must be reported for taxable periods beginning on or after August 1, 2021, includes industrial hemp-derived CBD products. For additional information, see the FAQs for Consumable Hemp Products.

For taxable periods beginning on or after August 1, 2021, the reporting for this tax will continue to be on the Form R-5024, which has been renamed the Consumable Hemp Products Tax Return. The tax type name in the Louisiana Taxpayer Access Point (LaTAP) system has also been updated to Consumable Hemp Products.

The return is to be filed monthly and is due on or before the 20th day of the month following the close of the reporting period. If the due date falls on a weekend or legal holiday, the return is due on the next business day. This form must be filed and paid electronically at www.revenue.louisiana.gov/latap.

Instructions for Completing the Industrial Hemp-Derived CBD Products Tax Return

Line 1 Enter the total amount of gross sales for the reporting period. Do not round to the nearest dollar amount. Show the total amount. If filing for more than one business location, Form R-5024A, *Schedule A - Gross Retail Sales of Industrial Hemp-Derived CBD Products per Business Location Address*, must be completed. For each business location, list the location name, location address, ATC Permit Number, U.S. NAICS Code, and the gross retail sales for that location during the reporting period. Then calculate the total gross retail sales for the reporting period and enter the amount on Line 1 of Form R-5024, *Industrial Hemp-Derived CBD Products Tax Return*.

Line 2 Tax rate of 3 percent (.03).

Line 3 Multiply Line 1 by the tax rate.

Line 4 A return becomes delinquent on the day after the due date. A delinquent filing penalty for failure to file a return is 5 percent of the total tax due if the delay in filing is for not more than 30 days, with an additional 5 percent for each additional 30 days or fraction thereof during which the failure to file continues. The penalty cannot exceed 25 percent of the tax due.

Electronic filings of this return that are not made by the date required will be assessed a specific penalty per LA R.S. 47:1520 and will be subject to penalties as set forth in the LA R.S. 47:1602.

Line 5 The penalty for failure to pay the tax in full by the date the tax is required to be paid is 5 percent of the unremitted tax not paid for each 30 days, or fraction thereof, during which the failure to pay continues. Delinquent filing and delinquent payment penalties combined cannot exceed 25 percent of the tax due.

Electronic payments that are not made by the date required will be assessed a delinquent payment penalty per LA R.S. 47:1519 and will be subject to interest and penalties as set forth in the LA R.S. 47:1601 and 47:1602.

Note: *In addition to the delinquent penalties described above, a taxpayer may also incur accuracy-related penalties under LA R.S. 47:1604.1.*

Line 6 Interest is due if the payment of the tax is late and is computed in accordance with LA R.S. 47:1601. Refer to the Form R-1111, *Interest Rate Schedule - Collected on Unpaid Taxes*, for the applicable monthly interest rates. The current rate schedule, Form R-1111, is available on the Department's website at www.revenue.louisiana.gov.

Line 7 Add Lines 3, 4, 5, and 6.

Paid Preparer Information

If this return was prepared by a paid preparer, he or she must complete the paid preparer information. The paid preparer must enter their name and identification number when preparing and filing the return. If the paid preparer has a PTIN, the PTIN must be provided; otherwise, the FEIN or LDR account number must be provided. If the paid preparer represents a firm, the firm's FEIN must also be provided. The failure of a paid preparer to sign or provide an identification number will result in the assessment of the unidentified preparer penalty on the preparer. The penalty is \$50 for each occurrence of failing to sign or failing to provide an identification number.