

WHAT'S NEW FOR LOUISIANA 2009 INDIVIDUAL INCOME TAX?

CHANGES TO THE TAX RETURN

1. The amended return check box was moved to the left of the name and address box.
2. A box to enter your daytime telephone number was added below the social security numbers.
3. The extension check box that indicated an extension was attached to the return has been removed. To obtain a filing extension, you must file an extension request before the due date of the return.

Excess Federal Itemized Deductions – Line 8C – Taxpayers are allowed to deduct 100 percent of their Excess Federal Itemized Deductions for 2009. In 2008, the deduction was limited to 65 percent. (R.S. 47:293(3)(c))

Child Care Credit Carried Forward From 2005 Through 2008 – Line 12C – The child care tax credit for taxpayers whose federal adjusted gross income exceeds \$25,000 may not be refunded and any unused credit amounts can be carried forward for up to five years. For the 2009 tax year, credits from 2005 through 2008 can be applied on Line 12C. Any remaining child care credit from 2004 can not be applied to the 2009 tax liability. (R.S. 47:297.4)

School Readiness Credit Carried Forward – Line 12E – This line was added to claim the nonrefundable school readiness credit carried forward from 2008. In addition, the worksheet for the school readiness credit was changed to accommodate the carry forward of the credit. (R.S. 47:6104)

Louisiana Property Insurance Credit – The Louisiana Property Insurance credit has expired and does not apply for 2009. (R.S. 47:297.7)

Donation to Coastal Protection & Restoration Fund – Line 34 – Taxpayers can donate all or part of their refund to the Coastal Protection and Restoration Fund for the purposes of coastal restoration, conservation, and hurricane protection. On Line 47, taxpayers can make an additional donation to the fund. (R.S. 47:120.32)

Donation to National Lung Cancer Partnership – Line 40 – Taxpayers can donate all or part of their refund to the National Lung Cancer Partnership to combat lung cancer through research, awareness, and advocacy. Go to www.nationallungcancerpartnership.org for information on the fund. (R.S. 47:120.33)

SCHEDULE E – ADJUSTMENTS TO INCOME

Teacher Deduction – The Teacher Deduction has expired and is not available for 2009. (R.S. 47:293(11)(a))

Elementary and Secondary School Tuition Deduction – Code 17E – Taxpayers are allowed a deduction for amounts paid during the tax year for tuition and fees required for their dependent child's enrollment in a nonpublic elementary or secondary school that complies with the criteria set forth in *Brumfield, et al. v. Dodd, et al.* 425 F. Supp. 528 and Section 501(c)(3) of the Internal Revenue Code or to any public elementary or secondary laboratory school that is operated by a public college or university. The deduction is equal to 50 percent of the actual amount of tuition and fees paid per dependent, limited to \$5,000. The tuition and fees that can be deducted include amounts paid for tuition, fees, uniforms, textbooks and other supplies required by the school. The Louisiana School Expense Deductions Worksheet must be completed and attached to the return. (R.S. 47:297.10)

Educational Expenses for Home-Schooled Children – Code 18E – Taxpayers are allowed a deduction for educational expenses paid during the tax year for home-schooling their dependents. The deduction is equal to 50 percent of the actual qualified educational expenses paid for the home-schooling per dependent, limited to \$5,000. Qualified educational expenses include amounts paid for the purchase of textbooks and curricula necessary for home-schooling. The Louisiana School Expense Deductions Worksheet must be completed and attached to the return. (R.S. 47:297.11)

Educational Expenses for a Quality Public Education – Code 19E – Taxpayers are allowed a deduction for the fees or other amounts paid during the tax year for a quality education of a dependent child enrolled in a public elementary or secondary school, including Louisiana Department of Education approved charter schools. The deduction is equal to 50 percent of the amounts paid per dependent, limited to \$5,000. The amounts that can be deducted include amounts paid for uniforms,

textbooks and other supplies required by the school. The Louisiana School Expense Deductions Worksheet must be completed and attached to the return. (R.S. 47:297.12)

SCHEDULE F – REFUNDABLE CREDITS

Sound Recording Investment Credit – The process of claiming the Sound Recording Investment credit changed whereby the credit is no longer claimed on the return for 2009 and has been removed from Schedule F. Effective August 15, 2009, the Louisiana Department of Economic Development will submit a tax credit certification letter to LDR on behalf of the investor who earned the sound recording tax credits. The credits will be paid by LDR directly to the taxpayer without the taxpayer having to claim the credit on a tax return. See Revenue Information Bulletin 09-023 for more information. (R.S. 47:6032)

Sugarcane Trailer Conversion Credit – Code 69F – Taxpayers are allowed a refundable credit for the cost paid this year to acquire an eligible sugarcane trailer, to replace an eligible sugarcane trailer, or to convert an ineligible sugarcane trailer to an eligible sugarcane trailer. An eligible trailer hauls sugarcane and meets certain other requirements which will authorize the owner or operator to obtain an annual special permit for such sugarcane vehicles after August 1, 2012. The credit for 2009 is limited to \$8,500 per trailer. See Revenue Information Bulletin 09-021 for more information. (R.S. 47:6029)

Retention and Modernization Credit – Code 70F – Taxpayers are allowed a refundable credit for expenditures incurred to modernize existing operations in Louisiana to retain the business in the state. Taxpayers must apply to the Louisiana Department of Economic Development to receive certification. A copy of the certification of the credit must be attached to the return. (R.S. 51:2399. through 51:2399.6)

Conversion of Vehicle to Alternative Fuel – Code 71F – Taxpayers are allowed a refundable credit for the conversion of a vehicle to a qualified clean-burning motor vehicle fuel property, or the purchase of a new qualified motor vehicle with a qualified clean-burning fuel property installed by the manufacturer. The purchased vehicle must be properly registered with the Louisiana Department of Public Safety. You must attach documentation verifying the conversion or purchase of the vehicle. (R.S. 47:6035)

Research and Development Credit – Code 72F – The Research and Development credit was nonrefundable last year but through new legislation, the credit has been re-enacted as a refundable credit. See Revenue Information Bulletin 09-020 for more information. (R.S. 47:6015)

SCHEDULE G – NONREFUNDABLE CREDITS

Ports of Louisiana Investor Credit – Code 238 – Taxpayers are allowed a credit for investing in state port facilities in Louisiana. Taxpayers must apply to the Louisiana Department of Economic Development to receive certification. A copy of the certification of the credit must be attached to the return. See Revenue Information Bulletin 09-022 for more information. (R.S. 47:6036)

Ports of Louisiana Import Export Cargo – Code 240 – Taxpayers are allowed a credit for the use of state port facilities in Louisiana. The credit is based on the number of tons of qualified cargo imported from or exported to manufacturing, fabrication, assembly, distribution, processing or warehousing facilities located in the state. The Louisiana Department of Economic Development certifies this credit and a copy of this certification must be attached to the return. (R.S. 47:6036)

Vehicle Alternative Fuel Credit – The Vehicle Alternative Fuel credit has expired and is not available for 2009. (R.S. 47:38)