

Extension of Time For Filing a Return – Act 410 of the 2022 Regular Legislative Session changed how an extension is granted. If you know you cannot file your return by the due date, you do not need to file for an extension. You will automatically be granted an extension of six months to November 15, 2023. An extension means only that you will not be assessed a delinquent filing penalty for filing your return after the due date but before the extended due date. Interest on the additional tax due from the due date of the return and any penalties will be assessed if applicable. If you file your return after the extended due date, you will be assessed delinquent filing penalty from the original due date of the return. NOTE: No paper or electronic extension form needs to be filed to obtain the automatic extension.

Exemptions – Lines 6D, 6E, and 6F – Act 378 of the 2021 Regular Legislative Session provides a deduction for certain adoptions. The deduction is equal to \$5,000 and is in lieu of the \$1,000 dependency deduction which is built into the tax tables. See the instructions under Schedule E for more information on the deduction. In order for the deduction to be applied correctly, Lines 6E and 6F were added. Line 6F is now the line used when looking at the tax tables.

Excess Federal Itemized Deductions – Lines 8A through 8D – Act 395 of the 2021 Regular Legislative Session limited your Excess Federal Itemized Deductions to the amount by which your itemized deduction for medical and dental expenses exceeds your federal standard deduction. A new line was added to report your federal itemized deduction for medical and dental expenses. All lines after this point have been renumbered.

Federal Income Tax Deduction – This deduction is no longer available because Act 395 of the 2021 Regular Legislative Session repealed the deduction effective December 31, 2021.

Your Louisiana Income Tax – Line 10 – Act 395 of the 2021 Regular Legislative Session reduced the income tax rates to 1.85%, 3.5%, and 4.25%. The lower rates are reflected in the tax tables.

Delinquent Filing Penalty – Line 43 and Delinquent Filing Penalty Calculation Worksheet – A delinquent filing penalty will be charged for failure to file your return on or before the extended due date of November 15, 2023. The penalty is five percent of the tax for each 30 days or fraction thereof during which the failure to file continues. If you file after the extended due date, the delinquent filing penalty that will be assessed is the maximum of 25 percent of the tax due.

SCHEDULE C – NONREFUNDABLE PRIORITY 1 CREDITS

Conversion of Vehicle to Alternative Fuel – This credit is no longer available because Act 385 of the 2021 Regular Legislative Session ended the credit effective December 31, 2021. See Revenue Information Bulletin 21-016.

SCHEDULE D – DONATIONS

Maddie's Footprints – Line 19 – You may donate all or part of your adjusted overpayment to Maddie's Footprints to help families who have experienced miscarriages, stillbirths or the loss of an infant. For more information, visit www.maddiesfootprints.org.

University of New Orleans Foundation – Line 20 – You may donate all or part of your adjusted overpayment to the University of New Orleans (UNO) Foundation to provide the critical resources for UNO to achieve its mission of providing educational excellence to a diverse undergraduate and graduate student body and creating knowledge through research. For more information, visit www.unofoundation.org.

Southeastern Louisiana University Foundation – Line 21 – You may donate all or part of your adjusted overpayment to the Southeastern Louisiana University Foundation to engage in initiatives that help build and advance the reputation of Southeastern and that support strong constituent relationships. For more information, visit www.southeastern.edu/alumni_donors/foundation.

SCHEDULE E – ADJUSTMENTS TO INCOME

Recapture of START K12 Contributions – Line 2C – Any previously exempted Louisiana Student Tuition Assistance and Revenue Trust Grades K-12 (START K12) contributions that were refunded to you during 2022 by the Louisiana Office of Student Financial Aid is taxable and should be reported on Line 2C. (R.S. 47:293(9)(a)(xxv))

Add Back of Donation to School Tuition Organization Credit – This add-back is no longer needed because Act 395 of the 2021 Regular Legislative Session limited excess federal itemized deductions to medical and dental expenses which eliminated the double state benefit for a donation to a school tuition organization effective December 31, 2021.

Lines 4I through 5B – These lines are no longer available because Act 395 of the 2021 Regular Legislative Session repealed the federal income tax deduction effective December 31, 2021.

Military Pay Exclusion – Code 10E – Act 161 of the 2021 Regular Legislative Session increased the exclusion to up to \$50,000. See Revenue Information Bulletin 22-015 on LDR's website. (R.S. 47:293(9)(e))

IRC 280C Expense – Code 25E – This deduction was previously reported on Line 5B. It will now be reported using code 25E.

START K12 Savings Program Contributions – Code 28E – R.S. 47:293(9)(a)(xxv) provides that any Louisiana Student Tuition Assistance and Revenue Trust K-12 (START K12) account holders with a filing status of single, married filing separately, head of household, and qualifying widow(er) can exempt up to \$1,200 per beneficiary from Louisiana taxable income. Account holders with a filing status of married filing jointly can exempt up to \$2,400 per beneficiary from Louisiana taxable income. See Revenue Information Bulletin 22-016 on LDR's website. Amounts deducted that are used to pay costs associated with a student's enrollment in a school or home-schooled are not eligible for the deductions authorized pursuant R.S. 47:297.10, 297.11 and 297.12.

Digital Nomad – Code 29E – R.S. 47:293(9)(a)(xxii) provides that an individual who meets the requirement of a digital nomad is allowed to exclude 50 percent of their gross wages, not to exceed \$150,000. The exemption only applies to gross wages resulting from services performed as a digital nomad and earned from remote work. To qualify as a digital nomad, the individual must establish residency in Louisiana after December 31, 2021, meet other requirements and apply to LDR to be certificated as a digital nomad.

Certain Adoptions – Code 30E – Only one deduction is allowed per child and the deduction is in lieu of the \$1,000 dependency deduction. The deduction is taken the year in which the adoption becomes final.

R.S. 47:297.20 provides a deduction of \$5,000 for a taxpayer who adopts a child who is in foster care, as defined in Children's Code Article 603, or a youth receiving extended foster care services pursuant to the Extended Foster Care Program Act. Attach a copy of the letter you received from DCFS certifying your eligibility.

R.S. 47:297.21 provides a deduction of \$5,000 for a taxpayer who adopts an unrelated infant who is less than one year of age through a private agency, as defined in Children's Code Article 1169(1), or through an attorney. The age of the infant is determined at the time of the adoption placement. Attach a copy of the adoption order or decree and a letter from the private agency or attorney stating the date of placement.

SCHEDULE F – REFUNDABLE PRIORITY 2 CREDITS**School Readiness Child Care Directors and Staff – Code 66F and Line 5A**

– The credit is for eligible child care directors and eligible child care staff based on certain attained qualifications. The amount of the credit is adjusted each year if there is an increase in the Consumer Price Index Urban (CPI-U). The credit amount for 2022 can be found at www.revenue.louisiana.gov/SchoolReadiness. You must enter the facility license number from Form R-10615 on Line 5A and attach a copy of Form R-10615 to your return. Failure to do so will result in processing delays. For more information regarding this credit, contact the Louisiana Department of Education. (R.S. 47:6106)

Stillborn Child – Code 76F – R.S. 47:297.19 allows a refundable credit for an individual who experienced a pregnancy loss resulting in spontaneous fetal death (also referred to as stillbirth). The credit is equal to \$2,000 and is claimed for the year in which the stillbirth occurred. The credit can only be claimed on the return of the person listed on the fetal death certificate as the mother. A copy of the certified fetal death certificate must be attached to the return.

Funeral and Burial Expense for a Pregnancy-related Death – Code 77F

– R.S. 47:297.22 allows a refundable credit for the reasonable funeral and burial expenses associated with the pregnancy-related death of a person. A “pregnancy-related death” means the death of a Louisiana resident while pregnant, during labor and delivery, or within one year after childbirth from a pregnancy complication, a chain of events initiated by the pregnancy, or the aggravation of an unrelated condition by the normal effects of the pregnancy. The credit may be claimed by the estate of the deceased on the deceased person’s return or the estate’s return and if not, then by the individual who actually paid the funeral and burial expense. The credit is equal to the actual reasonable funeral and burial expenses paid or \$5,000, whichever is less, and is claimed for the year in which the death occurred. Reasonable funeral and burial expenses includes costs and fees associated with transportation of the remains, embalming or cremation services, caskets, plots, grave markers, or headstones, funeral home facility and staff services, and other related professional services. It does not include costs and fees associated with flowers, vaults, or urns. A copy of the death certificate, a schedule listing the expenses paid, and copies of the receipts must be attached to the return.

Mentor Protégé – This credit is no longer available because Act 356 of the 2007 Regular Legislative Session ended the credit effective December 31, 2021.

SCHEDULE J – NONREFUNDABLE PRIORITY 3 CREDITS**Child Care Credit Carried Forward From 2017 through 2021 – Line 3**

– 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 used over the next five years. For the 2022 tax year, credits from 2017 through 2021 can be applied on Line 3. Any remaining child care credit from 2016 cannot be applied to the 2022 tax liability. (R.S. 47:297.4)

School Readiness Credit Carried Forward From 2017 through 2021

– **Line 5** – The school readiness credit for taxpayers whose federal adjusted gross income exceeds \$25,000 may not be refunded, and any unused credit amounts can be used over the next five years. For the 2022 tax year, credits from 2017 through 2021 can be applied on Line 5. Any remaining child care credit from 2016 cannot be applied to the 2022 tax liability. (R.S. 47:6104)

Apprenticeship (2022) – Code 463

– R.S. 47:6033 provides a credit to employers for \$1.25 for each hour of employment of an eligible apprentice, limited to \$1,250 for each eligible apprentice. An eligible apprentice is a person who has entered into a written apprentice agreement with an employer or an association of employers pursuant to a registered apprenticeship program or who is enrolled in a training program accredited by the National Center for Construction Education and Research which has no less than four levels of training and no less than 500 hours of instruction. Use this code for Apprenticeship credits earned for employment of eligible apprentices after December 31, 2021. Attach a copy of Form R-90005, *Apprenticeship Tax Credit Employer Certification*, and the required documentation as listed on that form.

Donation to Qualified Foster Care Charitable Organization – Code 464

– R.S. 47:6042 provides a credit for donations made to a qualifying foster care charitable organization that provides services to a child in a foster care placement program established by the Department of Children and Family Services. The credit is for the amount of the donation used to provide the service, limited to \$50,000. Form R-68009, *Receipt for Donations to Qualifying Foster Care Charitable Organization Credit*, must be attached to your return. A shareholder of an S corporation or other pass-through entity must also attach a copy of the Schedule K-1 to substantiate their share of the credit.

2022 LOUISIANA REFUNDABLE CHILD CARE CREDIT WORKSHEET

For 2021 only, the American Rescue Plan Act of 2021 made the federal credit substantially more generous. Since the Louisiana credit is a percentage of the federal credit, the federal changes to revert back are reflected on the 2022 Louisiana Refundable Child Care Credit Worksheet.

SCHEDULE H - MODIFIED FEDERAL INCOME TAX DEDUCTION

Schedule H – This schedule is no longer available because Act 395 of the 2021 Regular Legislative Session repealed the federal income deduction effective December 31, 2021.

VISIT THESE LDR WEBSITES:

- www.revenue.louisiana.gov/taxforms for forms and instructions.
- www.revenue.louisiana.gov/individuals for tax information.
- www.revenue.louisiana.gov/fileonline for free filing options.
- www.revenue.louisiana.gov/latap for free payment options.