

**Revenue Information Bulletin  
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Sales Tax**

**Exclusion from State and Local Tax Collection for  
Event Providing Louisiana Heritage, Culture, Crafts, Art, Food, and Music**

Act No. 372 of the Regular Session of the Louisiana Legislature enacted La. R.S. 47:301(10)(hh) and (14)(k) to exclude certain transactions from the definitions of “sale at retail” and “sales of services.” It also amended La. R.S. 47:305.14. Under the Act, sales of tangible personal property by the New Orleans Jazz & Heritage Festival and Foundation Inc. at the New Orleans Jazz & Heritage Festival are excluded from state and local taxation. Also excluded from sales and use tax – when payment is made to or for the benefit of the Foundation – are admission charges to the Festival, outside gate admissions to the Festival, and parking fees association with the Festival.

The Act, which became effective on October 1, 2011, provides the following:

For purposes of sales and use tax imposed by the state, any political subdivision whose boundaries are coterminous with those of the state, or any other political subdivision, *the term “sale at retail” shall not include the sale of tangible personal property at an event* providing Louisiana heritage, culture, crafts, art, food, and music which is sponsored by a domestic nonprofit organization that is exempt from tax under Section 501(c)(3) of the Internal Revenue Code. The provisions of this Subparagraph shall apply only to an event which transpires over a minimum of seven but not more than twelve days and has a five-year annual average attendance of at least three hundred thousand over the duration of the event. For purposes of determining the five-year annual average attendance, the calculation shall include the total annual attendance for each of the five most recent years. *The provisions of this Subparagraph shall apply only to sales by the sponsor of the event.*

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For purposes of sales and use tax imposed by the state, any political subdivision whose boundaries are coterminous with those of the state, or any other political subdivision, *the term “sales of services” shall not mean or include admission charges for, outside gate admissions to, or parking fees associated with an event* providing Louisiana heritage, culture, crafts, art, food, and music which is sponsored by a domestic nonprofit organization that is exempt from tax under Section 501(c)(3) of the Internal Revenue Code. The provisions of this Subparagraph shall apply only to an event which transpires over a minimum of seven but not more than twelve days and has a five-year annual average attendance of at least three hundred thousand over the duration of the event. For purposes of determining the five-year annual average attendance, the calculation shall include the total annual attendance for each of the five most recent years. *The provisions of this Subparagraph shall apply only to admission charges for, outside gate admissions to, or parking fees associated with an event when the charges and fees are payable to or for the benefit of the sponsor of the event.*

[Emphasis added.]

The Act also adds the following language to La. R.S. 47:305.14, the general exemption statute for events sponsored by nonprofit organizations:

[T]he sales and use tax imposed by taxing authorities shall not apply to an event sponsored by a domestic nonprofit organization that is exempt from tax under Section 501(c)(3) of the Internal Revenue Code when the event provides Louisiana heritage, culture, crafts, art, food, and music, and the sponsor has contracted for the production management and financing services for the event. Such services shall constitute necessary expenses of the sponsor for purposes of the event. The provisions of this Subparagraph shall apply only to the sales of tangible personal property and admission charges for, outside gate admissions to, or parking fees associated with an event when the sales, charges, and fees are payable to or for the benefit of the sponsor of the event. The provisions of this Subparagraph shall apply only to an event which transpires over a minimum of seven but not more than twelve days and has a five-year annual average attendance of at least three hundred thousand over the duration of the event. For purposes of determining the five-year annual average attendance, the calculation shall include the total annual attendance for each of the five most recent years.

Questions concerning this legislation may be directed to LDR's Special Programs Division at (225) 219-7462, Option 3, or by email to [Sales.Inquiries@LA.GOV](mailto:Sales.Inquiries@LA.GOV).

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