



Revenue Information Bulletin No. 09-007
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Individual Income Tax

Construction Code Voluntary Retrofitting Deduction

Louisiana Revised Statute 47:293(2) provides an individual income tax deduction equal to fifty percent of the cost paid or incurred on or after January 1, 2007, for taxpayers who voluntarily retrofit an existing residential structure that is the taxpayer's primary residence to bring it into compliance with the State Uniform Construction Code.

To qualify for the deduction, the taxpayer must claim the homestead exemption for ad valorem tax purposes for the residential structure and the retrofitting must bring the existing residential structure into compliance with the State Uniform Construction Code. In addition, the retrofitting may not be a construction, reconstruction, alteration, or repair required by the State Uniform Construction Code because the structure is a new residential structure or because of damage or destruction of an existing residential structure.

Examples of improvements to a previously constructed residential structure that qualify for the retrofit deduction include the following:

1. Roof deck attachment.
2. Secondary water barrier.
3. Roof covering.
4. Gable ends bracing.
5. Roof-to-wall connections.
6. Opening protection.
7. Exterior doors including garage doors.

The State Uniform Construction Code is overseen by the Louisiana State Uniform Construction Code Council of the Department of Public Safety and can be found at <http://www.dps.louisiana.gov/lsuccc/pdf/Act12.pdf>.

The retrofitting costs must be reduced by the value of any other state, municipal, or federal sponsored financial incentives and the total amount of the deduction may not exceed \$5,000 per retrofitted residential structure. Taxpayers who take the retrofitting deduction may not receive any other state tax credit, exemption, exclusion, deduction, or any other tax benefit for items of tangible personal property for which the taxpayer has received a tax credit. The deduction must be claimed on the return for the taxable year in which the retrofitting was completed.

When claiming the deduction, the taxpayer must retain documentation that the retrofitting complies with the State Uniform Construction Code, and receipts that verify the retrofitting project cost, and confirmation that the project was voluntary.

Cynthia Bridges
Secretary

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