Revision: 01 FISCAL NOTE LEGISLATIVE FISCAL ANALYST ESTIMATE

Revised to add information.

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)						
	FY 201	5-16	FY 2016-17			
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE		
GENERAL FUNDS	\$30,684	\$0	(\$1,685,000)	\$250,000		
CASH FUNDS						
FEDERAL FUNDS						
OTHER FUNDS						
TOTAL FUNDS	\$30,684	\$0	(\$1,685,000)	\$250,000		

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB 76 amends the Nebraska Revenue Act of 1967, Section 77-2715.07 regarding the earned income tax credit.

The bill provides that an individual would only receive the Nebraska credit if the individual would have received the federal credit after adding back in any carryforward of a net operating loss that was deducted in determining the individual's initial eligibility for the federal credit.

The Nebraska credit is equal to ten percent of the federal credit. For tax year 2014, based off the federal credit maximums, the maximum Nebraska credit would be: \$614 (with 3 or more qualifying children); \$546 (with 2 qualifying children); \$330 (with one qualifying child); and \$49 (with no qualifying children).

LB 76 also amends the definition of household income for Nebraska income tax purposes to now include any carryforward of a net operating loss to the extent deducted for federal income tax purposes.

The bill has an operative date of January 1, 2016.

The Department of Revenue estimates the following fiscal impact as a result of LB 76:

Fiscal Year:	General Fund Expenditure:	General Fund Revenue:	
2015-16	\$ 0	\$ 0	
2016-17	(\$1,685,000)	\$250.000	
2017-18	(\$1,761,000)	\$261,000	
2018-19	(\$1,840,000)	\$273,000	

The Department indicates a one-time programming cost of \$30,684 paid to the Office of the CIO for mainframe programming costs and web development costs for the NebFile system.

There is no basis to disagree with the Department of Revenue's estimate of fiscal impact or cost.

Fiscal Note 2015

State Agency Estimate							
State Agency Name: Department of	Revenue				Date Due LFA:	1/20/2015	
Approved by: Len Sloup		Date Prepared:	1/20/2015		Phone: 471-5896		
	FY 2015-2016		FY 2016-2017		FY 2017-2018		
	Expenditures	Revenue	Expenditures	Revenue	Expenditures	Revenue	
General Funds	\$30,684	\$0	(\$1,685,000)	\$250,000	(\$1,761,000)	\$261,000	
Cash Funds							
Federal Funds							
Other Funds							
Total Funds	\$30,684	\$0	(\$1,685,000)	\$250,000	(\$1,761,000)	\$261,000	
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LB 76 limits eligibility for the refundable earned income tax credit to individuals that would have been eligible for the federal earned income tax credit if the individual would have added-back any carryforward of a net operating loss that was deducted from their federal return in determining eligibility for the federal credit.

LB 76 redefines household income for purposes of the Homestead Exemption to include any carryforward of a net operating loss to the extent deducted for federal income tax purposes.

The limitation applies to tax years beginning on or after January 1, 2016

The estimated impact to the General Fund expenditures and revenues would be as follows:

Fiscal Year	General Fund Expenditure	General Fund Revenue		
FY2015-2016	\$ -	\$ -		
FY2016-2017	\$ (1,685,000)	\$ 250,000		
FY2017-2018	\$ (1,761,000)	\$ 261,000		
FY2018-2019	\$ (1,840,000)	\$ 273,000		

LB 76 will require a one-time programming charge of \$30,684 paid to the OCIO for mainframe processing costs and web development costs for the NebFile online filing system.

Major Objects of Expenditure							
~ ~ .		15-16	16-17	17-18	15-16	16-17	17-18
<u>Class Code</u>	Classification Title	<u>FTE</u>	<u>FTE</u>	<u>FTE</u>	<u>Expenditures</u>	Expenditures	<u>Expenditures</u>
Benefits							
Operating Costs					\$30,684	\$0	\$0
Travel							
Capital Outlay							
A : _1							
Capital Improvement	nts						
Total			\$30,684	\$0	\$0		