

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2017-18</b>		<b>FY 2018-19</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB 385 amends Nebraska Revised Statutes Sections 77-5013 and 77-5016 regarding the Tax Equalization and Review Commission (TERC).

Section 77-5013 is amended to add additional individuals to the list of persons who may appeal to the TERC.

Section 77-5016 is amended to provide, in an appeal regarding assessed value, that if the property value has increased by 5% or more that the county board of equalization shall have the burden of proving, by a preponderance of evidence, that the increased value reflects the property's actual value. This requirement does not apply if the increase is based on improvements made to the property.

The Tax Equalization and Review Commission estimates that LB 385 will have a minimal positive fiscal impact.

We have no basis to disagree with the Commission's estimate of fiscal impact. There should be no additional cost to the Commission to implement the provisions of LB 385.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>			
LB: 385	AM:	AGENCY/POLT. SUB: Tax Equalization and Review Commission (TERC)	
REVIEWED BY: Lyn Heaton	DATE: 2/24/2017	PHONE: <a href="tel:402-471-4181">402-471-4181</a>	
COMMENTS: It is possible that a shift of the burden of proof from the property owner or other person allowed to execute an appeal to the county, for properties with growth in assessed value greater than 5 percent over the prior year, may encourage more appeals in those instances as the burden on the appellant to prepare and present evidence will be lessened. The fiscal impact of this potential change in behavior on the Commission is indeterminate.			

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**2017**

**LB<sup>(1)</sup> 385**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Nebraska Tax Equalization & Review Commission

Prepared by: <sup>(3)</sup> Nancy Salmon Date Prepared: <sup>(4)</sup> 1-18-2017 Phone: <sup>(5)</sup> 402 471-7723

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2017-18</u>		<u>FY 2018-19</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

**Explanation of Estimate:**

Minimal fiscal impact. May result in more appeals being filed, but we cannot predict or quantify the outcome.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2017-18</u>	<u>2018-19</u>
	<u>17-18</u>	<u>18-19</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____