

Scott Danigole February 17, 2011 471-0055

LB 317

Revision: 00 FISCAL NOTE LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT - STATE AGENCIES * FY 2011-12 FY 2012-13 **EXPENDITURES** REVENUE **EXPENDITURES** REVENUE See Below **GENERAL FUNDS** See Below See Below CASH FUNDS See Below FEDERAL FUNDS OTHER FUNDS TOTAL FUNDS See Below See Below

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

LB 317 is the Nebraska Revised Uniform Unincorporated Nonprofit Association Act.

The bill's provisions address unincorporated nonprofit associations as defined section 2(8).

Section 11 allows the Secretary of State to collect a fee for filing statements and certain documents. The bill is silent as to the amount of such fees.

The Secretary of State is unable to estimate the amount of revenue that will be generated by the fee collection in section 11. The amount of revenue will be dependent upon the level of fee and the number of unincorporated nonprofit associations filing documents. Furthermore, the Secretary of State points out that nonprofit corporations currently generate approximately \$100,000 of Cash Fund revenue and \$200,000 of General Fund revenue annually. A portion of this revenue may be lost due to changes in status of some organizations.

DEPARTMENT OF ADMINISTRATIVE SERVICES

 REVIEWED BY
 David J. Spatz
 DATE 2/17/11
 PHONE 471-4179

 COMMENTS
 SECRETARY OF STATE: The Secretary of State makes no estimates of loss of revenue at this time. No basis to dispute agency analysis.
 No basis to dispute agency

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Hinzman, Suzanne

FISCAL NOTE LB317 Secretary of State

FEB 1 7 2011 LEGISLATIVE FISCAL

Date Prepared 2/17/2011 Prepared Phone 402-471-2384

Prepared By

Estimate Provided By State Agency or Political Subdivision

| | FY 2011-2012 | | FY 2012-2013 | |
|---------------|--------------|---------|--------------|---------|
| | Expenditures | Revenue | Expenditures | Revenue |
| General Funds | | unknown | | unknown |
| Cash Funds | | unknown | | unknown |
| Federal Funds | | | | |
| Other Funds | | | | |
| Total Funds | | unknown | | unknown |

Explanation of Estimate:

The Secretary of State currently collects approximately \$100,000 in cash funds and \$200,000 of general funds from filing fees and biennial reports of nonprofit corporations each biennium. There is a potential for lost revenue if any existing nonprofit corporation or any new entity opts to fall under the unincorporated nonprofit association act rather than incorporating or maintaining their corporate status. Statistics are not available at this time to reasonably estimate the potential loss in revenue.

Major Objects of Expenditure

| | Number of Positions | | FY 2011-2012 | FY 2012-2013 |
|----------------|---------------------|----------------------|--------------|--------------|
| Position Title | FY 2011-2012 | FY 2012-2013 | Expenditures | Expenditures |
| | | | <u>-</u> | |
| | | Benefits | | |
| | | Operating | | |
| | | Travel | | |
| | | Capital outlay | | |
| | | Aid | | |
| | | Capital improvements | | |
| | | Total | | |