

*Moore*

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DATE PREPARED: March 01, 2011  
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**LB 570**

Revision: 00

# FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2011-12		FY 2012-13	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		(\$171,000)		(\$33,000)
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS		(\$171,000)		(\$33,000)

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

LB 570 would amend Nebraska Revised Statutes 12-101 and 77-2704.15.

Section 12-101 would change a reporting requirement for Wyuka Cemetery to provide that the annual report of receipts and expenditures be filed with the Auditor of Public Accounts on or before the second Tuesday in June. Currently the report is filed on or before the second Tuesday of March with the Secretary of State.

Section 77-2704.15 is amended to add Wyuka Cemetery to the political subdivisions that are exempt from paying sales and use tax on their purchases.

The bill contains the emergency clause and contains operative dates for certain sections of the bill that are retroactive to January 1, 2007.

The Department of Revenue indicates that the retroactive operative date for Section 2 of the bill carries the potential for a state sales tax refund. They estimate the impact of LB 570 to the General Fund as follows:

FY2011-12:	(\$ 171,000)
FY2012-13:	(\$ 33,000)
FY2013-14:	(\$ 33,000)

Costs to implement the bill are expected to be minimal.

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

#### IMPACT TO POLITICAL SUBDIVISIONS:

Because of the retroactive operative dates, there also exists the potential for a refund of local option sales tax paid since January 1, 2007.

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LEGISLATIVE FISCAL State Agency Estimate

State Agency Name: Department of Revenue Date Due LFA: 3/1/2011
Approved by: Douglas Ewald Date Prepared: 2/25/2011 Phone: 471-5700

Table with columns for FY 2011-2012, FY 2012-2013, and FY 2013-2014, each subdivided into Expenditures and Revenue. Rows include General Funds, Cash Funds, Federal Funds, Other Funds, and Total Funds.

LB 570 exempts purchases made by Wyuka Cemetery from sales tax.

The bill carries the emergency clause. If passed, the bill operates retroactively to January 1, 2007 and would create the potential for a state sales tax refund. The estimated impact of LB 570 to the General Fund is \$0.171 million in FY2011-12, \$0.033 million in FY2012-13, and \$0.033 million in FY 2013-14.

Costs to implement the bill are expected to be minimal.

Major Objects of Expenditure

Table with columns for Class Code, Classification Title, and FTE/Expenditures for years 11-12, 12-13, and 13-14. Rows include Benefits, Operating Costs, Travel, Capital Outlay, Aid, Capital Improvements, and Total.