PREPARED BY: DATE PREPARED: PHONE: Doug Gibbs March 04, 2013 402-471-0051

LB 419

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT - STATE AGENCIES (See narrative for political subdivision estimates)							
	FY 2013-14		FY 2014-15				
	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 419 amends Nebraska Revised Statute Section 77-6203 regarding the wind energy generation facility nameplate capacity tax.

The bill clarifies that the nameplate capacity tax shall be paid on the installed capacity of each commissioned wind turbine of a wind energy generation facility.

Current statute allows a credit against any taxes levied under Chapter 77 for the amount of property tax paid by a wind generation facility commissioned prior to July 15, 2010, on depreciable personal property that was greater than the amount that would have been paid under the nameplate capacity tax. The bill would allow the credit to only be taken against the nameplate capacity tax.

The Department of Revenue indicates no fiscal impact to the General Fund as a result of LB 419 and no cost to implement the provisions of the bill.

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

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES						
LB: 419 AM: AGENCY/POLT. SUB: Dept. of Revenue						
REVIEWED BY: Lyn Heaton			DATE: 2/13/2013	PHONE: 402.471.4181		
COMMENTS: Concur. No fiscal impact to the Dept. of Revenue.						

State Agency Estimate								
State Agency Name: Department of	Revenue				Date Due LFA:	02/08/2013		
Approved by: Douglas Ewald		Date Prepared:	02/04/2013		Phone: 471-5896			
	FY 2013-2014		FY 2014-2015		FY 2015-2016			
	Expenditures	Revenue	Expenditures	Revenue	Expenditures	Revenue		
General Funds	1					1		
Cash Funds					_			
Federal Funds					_			
Other Funds					_			
Total Funds								
					_			

LB 419 would amend Neb. Rev. Stat. § 77-6203 (Nameplate Capacity Tax) to clarify that the tax is based upon "installed capacity" and to specifically limit the taxes against which personal property tax in excess of the Nameplate Capacity Tax can be credited. Currently, any personal property taxes paid by a wind generation facility commissioned prior to July 15, 2010, which were greater than what the Nameplate Capacity Tax would have been, can be taken as a credit against any tax due under Chapter 77. Under LB 419, the excess amount could only be taken as a credit against the Nameplate Capacity Tax.

There is no General Fund impact associated with this bill.

It is estimated that there will be no costs to the Department to implement this bill.

Major Objects of Expenditure								
Class Code	Classification Title	13-14 FTE	14-15 FTE	15-16 FTE	13-14 Expenditures	14-15 Expenditures	15-16 Expenditures	
Benefits.								
Operating Costs.								
Capital Outlay								
Aid								
	nts							