PREPARED BY: DATE PREPARED: PHONE: Scott Danigole February 09, 2023 402-471-0055

LB 773

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)						
	FY 2023-24 FY 2024-25					
	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 773 prohibits municipalities from imposing an occupation tax on wireless and prepaid wireless services after the effective date of LB 773 unless the question whether to impose such tax has been voted upon and approved by voters in such municipality.

No fiscal impact to the state.

The City of Omaha reports that it currently collects approximately \$6 million annually from the telephone occupation tax. If voters do not approve continuation of this tax, Omaha will lose this revenue. The same holds true for any municipality that currently collects a telephone occupation tax.

ADMINISTR	ATIVE SERVICES	STATE BUDGET DIVISION: RE	EVIEW OF AGENCY & POLT. SUB. RESPONSE
LB: 773	AM:	AGENCY/POLT. SUB: City	of Omaha
REVIEWED BY:	Kimberly Burns	DATE: 01/31/2023	PHONE: (402) 471-4171
COMMENTS: No	o basis to dispute t	ne City of Omaha's assessment	of fiscal impact from LB 773.

ADMINIS	STRATIVE SERVICES	STATE BUDGET DIVISION: RE	VIEW OF AGENCY & POLT. SUB. RESPONSE
LB: 773	AM:	AGENCY/POLT. SUB: Nebra	aska Public Service Commission
REVIEWED E	BY: Kimberly Burns	DATE: 01/27/2023	PHONE: (402) 471-4171
COMMENTS	: Concur with the Nebr	aska Public Service Commission	's assessment of no fiscal impact from LB 773.

ADMINIS	STRATIVE SERVICES	STATE BUDGET DIVISION: RE	VIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 773	AM:	AGENCY/POLT. SUB: Depa	artment of Revenue		
REVIEWED B	BY: Kimberly Burns	DATE: 02/09/2023	PHONE: (402) 471-4171		
COMMENTS: Concur with the Department of Revenue's assessment of no fiscal impact from LB 773.					

ADMINISTR	ATIVE SERVICES	STATE BUDGET DIVISION: RE	VIEW OF AGENCY & POLT. SUB. RESPONSE
LB: 773	AM:	AGENCY/POLT. SUB: Secr	retary of State
REVIEWED BY:	Kimberly Burns	DATE: 02/07/2023	PHONE: (402) 471-4171
COMMENTS: C	oncur with the Secr	etary of State's assessment of n	o fiscal impact from LB 773.

TOTAL.....

LB (1)	773							FISCAL NOTE
State A	gency OR	Political S	ubdivision Name: (2)	City o	f Omaha			
Prepar	ed by: ⁽³⁾	Jeff Ro	oh	Date	e Prepared: ⁽⁴⁾	1-31-23	Phone: (5)	402-444-5451
]	ESTIMATE PROV	IDED BY	STATE AGEN	NCY OR POLIT	ICAL SUBDIVIS	ION
			EV	2023-24			FY 2024	05
			EXPENDITURES		<u>REVENUE</u>	EXPEND	DITURES	REVENUE
GENE	RAL FUN	NDS		_	(6,000,000)			(6,000,000)
CASH	FUNDS					_		
FEDEI	RAL FUN	DS						
	R FUNDS		-					
	L FUNDS					_		
				_				
Explan	ation of I	Estimate:						
	,	ajonty o	f those voting op	pood un	o (a), (11011 til	o ony would no		soco uno taxt.
	10.		BREAKDOV	WN BY M	AJOR OBJECT	TS OF EXPEND	ITURE	_
Person	al Service POSIT	rion Ti		NUMBER (23-24	OF POSITION 24-25		3-24 DITURES	2024-25 EXPENDITURES
Benefit	ts		 -			_		
Capita	l outlay							
Aid								
Capital	l improve	ments						

LB ⁽¹⁾ //3					FISCAL NOTE			
State Agency OR Political Subdivision Nam	e: (2) Nebras	Nebraska Public Service Commission						
Prepared by: (3) Laurie Casados	Date 1	Prepared: ⁽⁴⁾	1/25/2023	Phone:	402-471-0252			
ESTIMATE PI	ROVIDED BY S	TATE AGEN	NCY OR POLITIC	CAL SUBDIV	ISION			
EXPENDITU	<u>FY 2023-24</u> JRES F	REVENUE	EXPENDI	FY 20:	<u>24-25</u> <u>REVENUE</u>			
GENERAL FUNDS					<u></u>			
CASH FUNDS								
FEDERAL FUNDS								
OTHER FUNDS								
TOTAL FUNDS 0		0	0		0			
Explanation of Estimate:								
There is no fiscal impact to the 911	Service Syste	m Fund and	the Public Serv	rice Commis	sion.			
BREAKI Personal Services:	DOWN BY MA.	JOR OBJECT	TS OF EXPENDI	<u>rure</u>				
POSITION TITLE	NUMBER OI 23-24	F POSITION <u>24-25</u>	S 2023 <u>EXPEND</u>		2024-25 EXPENDITURES			
Benefits								
Operating								
Travel								
Capital outlay								
Aid Capital improvements								
TOTAL					0			

LB 0773 Fiscal Note 2023

		State Agency	Estimate			
State Agency Name: Departmen	t of Revenue				Date Due LFO:	
Approved by: Glen White		Date Prepared:	02/08/2023		Phone: 471-5654	
	FY 2023	3-2024	FY 2024	1-2025	FY 2025	<u>5-2026</u>
	Expenditures	Revenue	Expenditures	Revenue	Expenditures	Revenue
General Funds		\$ 0		\$0		\$0
Cash Funds						
Federal Funds						
Other Funds						
Total Funds		\$ 0		\$0		\$0

LB 773 requires voters to approve any oocupation taxes imposed on wireless and prepaid wireless services as prescribed. The bill states that "no municipality shall impose an occupation tax on wireless and prepaid wireless services after the effective date of this act unless and until the question of whether to impose such tax has been submitted at a primary, general, or special election held within the municipality in which all registered voters shall be entitled to vote. The officials of the municipality must order submission of the question by sending a certified copy of the resolution proposing the tax to the election commissioner or county clerk by March 1 for a primary election, by September 1 for a general election, or at least 50 days before a special election. Elections shall be held in accordance with the Election Act. If a majority of the votes are in favor of such tax, the governing body of the municipality will be empowered to impose such tax. If a majority of votes are opposed to such tax, the governing body will not impose such tax."

"This applies to any occupation tax in existence on the effective date of this act and to any occupation tax set to begin on or after such date. For occupation taxes in existence on the effective date, the municipality must suspend collection of the tax until it has been approved by the voters in accordance with this section."

It is estimated there will be no impact on General Fund Revenues from this bill.

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

The operative date for this bill is 3 moths after the session ends.

	Major (bjects of F	Expendit	ure			
Class Code	Classification Title	23-24 <u>FTE</u>	24-25 <u>FTE</u>	25-26 <u>FTE</u>	23-24 Expenditures	24-25 Expenditures	25-26 Expenditures
Benefits							
Operating Costs					\$0		
					\$0		

LB ⁽¹⁾ 773					FISCAL NOTE
State Agency OR 1	Political Subdivision Name: (2)	Secretary of State			
Prepared by: (3)	Joan Arnold	Date Prepared: (4)	2-2-2023	Phone: ⁽⁵⁾	402-471-2384
	ESTIMATE PROV	TDED BY STATE AGEN	NCY OR POLITIC	AL SUBDIVIS	SION
	173/			EV 0004	27
	EXPENDITURE	<u>2023-24</u> S <u>REVENUE</u>	<u>EXPENDI</u>	<u>FY 2024</u> <u>FURES</u>	<u>REVENUE</u>
GENERAL FUN	IDS				
CASH FUNDS					
FEDERAL FUN					
		<u> </u>	-		·
OTHER FUNDS		_	_		-
TOTAL FUNDS		=			
Explanation of E	Estimate:				
No fiscal impac	5 †				
Personal Service		WN BY MAJOR OBJECT	<u>rs of expendit</u>	<u>rure</u>	
r crsonar service		UMBER OF POSITION	S 2023-	24	2024-25
POSIT	TION TITLE	<u>23-24</u> <u>24-25</u>	EXPENDI	<u>TURES</u>	EXPENDITURES
			_		
Benefits					
Operating					
Travel					
Capital outlay					
Aid					
Capital improve	ments				
TOTAL					