

# Multiple Agency Fiscal Note Summary

<b>Bill Number:</b> 1862 HB	<b>Title:</b> Disabled veteran assist./tax
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## Estimated Cash Receipts

Agency Name	2023-25			2025-27			2027-29		
	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total
Department of Revenue	(18,000)	(18,000)	(18,000)	(57,000)	(57,000)	(57,000)	(58,000)	(58,000)	(58,000)
<b>Total \$</b>	<b>(18,000)</b>	<b>(18,000)</b>	<b>(18,000)</b>	<b>(57,000)</b>	<b>(57,000)</b>	<b>(57,000)</b>	<b>(58,000)</b>	<b>(58,000)</b>	<b>(58,000)</b>

Agency Name	2023-25		2025-27		2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Courts						
Loc School dist-SPI						
Local Gov. Other		(9,899)		(30,691)		(31,680)
<b>Local Gov. Total</b>		<b>(9,899)</b>		<b>(30,691)</b>		<b>(31,680)</b>

## Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Joint Legislative Audit and Review Committee	.0	0	0	7,200	.0	0	0	4,800	.0	0	0	4,800
Department of Revenue	.2	72,600	72,600	72,600	.0	0	0	0	.0	0	0	0
<b>Total \$</b>	<b>0.2</b>	<b>72,600</b>	<b>72,600</b>	<b>79,800</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>4,800</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>4,800</b>

## Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Joint Legislative Audit and Review Committee	.0	0	0	.0	0	0	.0	0	0
Department of Revenue	.0	0	0	.0	0	0	.0	0	0
<b>Total \$</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>

## Estimated Capital Budget Breakout

<b>Prepared by:</b> Amy Hatfield, OFM	<b>Phone:</b> (360) 280-7584	<b>Date Published:</b> Final 1/ 9/2024
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# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1862 HB	<b>Title:</b> Disabled veteran assist./tax	<b>Agency:</b> 014-Joint Legislative Audit and Review Committee
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## Part I: Estimates

**No Fiscal Impact**

### Estimated Cash Receipts to:

NONE

### Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
<b>Account</b>					
Performance Audits of Government Account-State 553-1	7,200	0	7,200	4,800	4,800
<b>Total \$</b>	7,200	0	7,200	4,800	4,800

### Estimated Capital Budget Impact:

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Kristina King	Phone: 360-786-7190	Date: 01/03/2024
Agency Preparation: Dana Lynn	Phone: 360-786-5177	Date: 01/08/2024
Agency Approval: Eric Thomas	Phone: 360 786-5182	Date: 01/08/2024
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/09/2024

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

This bill creates a new B&O and sales tax exemption for income from sales made on a federal military reservation by a nonprofit 501(c)(3) organization operating an adaptive recreational and rehabilitation facility to assist disabled veterans and armed forces service members.

Section 1(3) of the bill includes a tax preference performance statement. It is the legislature's specific public policy objective to reduce the tax burden on individuals and businesses imposed by the existing business and occupation tax rates.

Section 1(4) of the bill identifies a metric for JLARC to use in its future evaluation: If the review finds that there is an increase of the utilization of adaptive recreational and rehabilitation facilities by disabled veterans and members of the US armed forces then the legislature intends to extend the expiration date of this tax preference.

Section 4 indicates that the preferences take effect October 1, 2024, and will expire January 1, 2035.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

### II. C - Expenditures

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

JLARC staff would contact and work with the Department of Revenue after passage of the bill to ensure project contacts are established and any other necessary data for JLARC staff's future evaluation needs are identified and collected.

The expenditure detail reflects work conducted to prepare for the future review of the preferences. Costs associated with the review are not included in this fiscal note. This fiscal note reflects only the costs associated with establishing data collection.

This tax preference review may require additional resources. The audit will be conducted and presented to JLARC consistent with the processes used for other tax preference reviews. Based on all tax preference legislation that is passed, JLARC may subsequently determine that it can absorb the costs for this proposed bill in its base budget, if the workload of other enacted tax preference legislation does not exceed current staffing. JLARC will assess all of the tax preference reviews mandated in the 2024 legislative session.

This audit will require an estimated 1 audit month.

JLARC Audit Months: JLARC calculates its staff resources in "Audit Months" to estimate the time and effort to undertake and complete its studies. An "Audit Month" reflects a JLARC analyst's time for a month, together with related administrative, support, and goods/services costs. JLARC's anticipated 2023-25 costs are calculated at approximately \$23,900 per audit month.

## Part III: Expenditure Detail

### III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
553-1	Performance Audits of Government Account	State	7,200	0	7,200	4,800	4,800
<b>Total \$</b>			7,200	0	7,200	4,800	4,800

### III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years					
A-Salaries and Wages	4,700		4,700	3,200	3,200
B-Employee Benefits	1,500		1,500	1,000	1,000
C-Professional Service Contracts					
E-Goods and Other Services	900		900	600	600
G-Travel	100		100		
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
<b>Total \$</b>	7,200	0	7,200	4,800	4,800

### III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Research Analyst	131,064					
Support staff	110,856					
<b>Total FTEs</b>						0.0

### III. C - Operating FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

NONE

### III. D - Expenditures By Program (optional)

NONE

## Part IV: Capital Budget Impact

### IV. A - Capital Budget Expenditures

NONE

### IV. B - Expenditures by Object Or Purpose

NONE

### IV. C - Capital Budget Breakout

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

**IV. D - Capital FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

## **Part V: New Rule Making Required**

*Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.*

# Department of Revenue Fiscal Note

<b>Bill Number:</b> 1862 HB	<b>Title:</b> Disabled veteran assist./tax	<b>Agency:</b> 140-Department of Revenue
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## Part I: Estimates

**No Fiscal Impact**

### Estimated Cash Receipts to:

Account	FY 2024	FY 2025	2023-25	2025-27	2027-29
GF-STATE-State 01 - Taxes 01 - Retail Sales Tax		(18,000)	(18,000)	(57,000)	(58,000)
<b>Total \$</b>		(18,000)	(18,000)	(57,000)	(58,000)

### Estimated Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		0.5	0.2		
<b>Account</b>					
GF-STATE-State 001-1	11,300	61,300	72,600		
<b>Total \$</b>	11,300	61,300	72,600		

### Estimated Capital Budget Impact:

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Kristina King	Phone: 60-786-7190	Date: 01/03/2024
Agency Preparation: Van Huynh	Phone: 60-534-1512	Date: 01/08/2024
Agency Approval: Valerie Torres	Phone: 60-534-1521	Date: 01/08/2024
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 01/08/2024

Request # 1862-1-1

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

#### CURRENT LAW:

There are no business and occupation (B&O) and retail sales tax exemptions for amounts received from sales on a federal military reservation by a nonprofit organization that operates an adaptive recreational and rehabilitation facility dedicated to the assistance of disabled veterans and members of the armed forces.

#### PROPOSAL:

This bill creates B&O and retail sales tax exemptions for amounts received as the result of sales on a federal military reservation by a nonprofit organization under Title 26 U.S.C. Sec. 501(c)(3) of the federal internal revenue code of 1986, as amended, that operates an adaptive recreational and rehabilitation facility dedicated to the assistance of disabled veterans and members of the armed forces of the United States.

An "adaptive recreational and rehabilitation facility" means a facility providing activity modifications, assistive technologies, or other services to allow people with disabilities to participate in recreational activities, sports, or physical rehabilitation efforts.

Both exemptions expire January 1, 2035.

#### EFFECTIVE DATE:

This bill is effective October 1, 2024.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

#### ASSUMPTIONS

- Based on a public testimony for HB 2550 in the 2018 Legislative Session by the American Lake Veterans Golf Course, a similar bill would exempt \$274,000 of sales each year.
- The exemptions in this bill apply to all sales made on a federal military reservation by a nonprofit organization operating an adaptive recreational and rehabilitation facility.
- Consumers owe use tax for items exempted but used off the federal military reservation.
- Businesses owing B&O tax use the small business credit, so the impact from exempting the B&O tax is minimal.
- This proposal takes effect October 1, 2024, and impacts eight months of state collections in fiscal year 2025.

#### DATA SOURCES

- House Bill Report HB 2550, 2018 Legislative Session
- Economic and Revenue Forecast Council, November 2023 forecast

#### REVENUE ESTIMATES

This bill decreases state revenues by an estimated \$18,000 in the eight months of impacted collections in fiscal year 2025, and by \$28,000 in fiscal year 2026, the first full year of impacted collections. This bill also decreases local revenues by an estimated \$10,000 in the seven months of impacted collections in fiscal year 2025, and by \$15,000 in fiscal year 2026, the first full year of impacted collections.

#### TOTAL REVENUE IMPACT:

Request # 1862-1-1



State Government (cash basis, \$000):

FY 2024 - \$ 0  
 FY 2025 - (\$ 18)  
 FY 2026 - (\$ 28)  
 FY 2027 - (\$ 29)  
 FY 2028 - (\$ 29)  
 FY 2029 - (\$ 29)

Local Government, if applicable (cash basis, \$000):

FY 2024 - \$ 0  
 FY 2025 - (\$ 9)  
 FY 2026 - (\$ 15)  
 FY 2027 - (\$ 16)  
 FY 2028 - (\$ 16)  
 FY 2029 - (\$ 16)

**II. C - Expenditures**

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

**ASSUMPTIONS:**

This estimate affects approximately 5 taxpayers.

**FIRST YEAR COSTS:**

The department will incur total costs of \$11,300 in fiscal year 2024. These costs include:

Object Costs - \$11,300.

- Computer system changes, including contract programming.

**SECOND YEAR COSTS:**

The department will incur total costs of \$61,300 in fiscal year 2025. These costs include:

Labor Costs – Time and effort equate to 0.47 FTE.

- Gathering requirements, testing and implementation of system changes due to new exemption.

**ONGOING COSTS:**

Ongoing costs for the 2025-27 biennium are minimal of approximately \$10,880 and include similar activities described in the second-year costs.

**Part III: Expenditure Detail**

**III. A - Expenditures by Object Or Purpose**

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		0.5	0.2		
A-Salaries and Wages		38,800	38,800		
B-Employee Benefits		12,800	12,800		
C-Professional Service Contracts	11,300		11,300		
E-Goods and Other Services		6,500	6,500		
J-Capital Outlays		3,200	3,200		
<b>Total \$</b>	<b>\$11,300</b>	<b>\$61,300</b>	<b>\$72,600</b>		

**III. B - Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

<b>Job Classification</b>	<b>Salary</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>2023-25</b>	<b>2025-27</b>	<b>2027-29</b>
EXCISE TAX EX 3	64,092		0.1	0.1		
IT B A-JOURNEY	91,968		0.3	0.2		
TAX POLICY SP 2	78,120		0.0	0.0		
TAX POLICY SP 3	88,416		0.0	0.0		
WMS BAND 2	98,456		0.0	0.0		
<b>Total FTEs</b>			0.5	0.2		

**III. C - Expenditures By Program (optional)**

NONE

**Part IV: Capital Budget Impact**

**IV. A - Capital Budget Expenditures**

NONE

**IV. B - Expenditures by Object Or Purpose**

NONE

**IV. C - Capital Budget Breakout**

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

**Part V: New Rule Making Required**

# LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

<b>Bill Number:</b> 1862 HB	<b>Title:</b> Disabled veteran assist./tax
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**Part I: Jurisdiction**-Location, type or status of political subdivision defines range of fiscal impacts.

**Legislation Impacts:**

- Cities: minor revenue decrease
- Counties: minor revenue decrease
- Special Districts: minor revenue decrease
- Specific jurisdictions only:
- Variance occurs due to:

**Part II: Estimates**

- No fiscal impacts.
- Expenditures represent one-time costs:
- Legislation provides local option:
- Key variables cannot be estimated with certainty at this time:

**Estimated revenue impacts to:**

Jurisdiction	FY 2024	FY 2025	2023-25	2025-27	2027-29
City		(2,922)	(2,922)	(9,060)	(9,352)
County		(3,724)	(3,724)	(11,546)	(11,918)
Special District		(3,253)	(3,253)	(10,085)	(10,410)
<b>TOTAL \$</b>		(9,899)	(9,899)	(30,691)	(31,680)
<b>GRAND TOTAL \$</b>					(72,270)

**Estimated expenditure impacts to:**

None

**Part III: Preparation and Approval**

Fiscal Note Analyst: Angie Hong	Phone: 360-725-5041	Date: 01/09/2024
Leg. Committee Contact: Kristina King	Phone: 360-786-7190	Date: 01/03/2024
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 01/09/2024
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 01/09/2024

## Part IV: Analysis

### A. SUMMARY OF BILL

*Description of the bill with an emphasis on how it impacts local government.*

This bill creates a new business and occupation tax exemption, creates a new sales and use tax exemption, requires a tax preference performance statement, and will result in a minor revenue decrease for local governments.

Section 1 creates a new section to establish a business and occupation exemption for amounts received as the result of sales on a federal military reservation by a nonprofit organization that operates an adaptive recreational and rehabilitation facility dedicated to the assistance of disabled veterans and members of the armed forces of the USA.

Section 2 and 3 creates a sales and use tax exemption and defines “adaptive recreational and rehabilitation facility.” This section expires 1/1/2035.

This bill goes into effect October 1, 2024.

### B. SUMMARY OF EXPENDITURE IMPACTS

*Expenditure impacts of the legislation on local governments with the expenditure provisions identified by section number and when appropriate, the detail of expenditures. Delineated between city, county and special district impacts.*

This bill will not impact local government expenditures.

### C. SUMMARY OF REVENUE IMPACTS

*Revenue impacts of the legislation on local governments, with the revenue provisions identified by section number, and when appropriate, the detail of revenue sources. Delineated between city, county and special district impacts.*

According to the Dept. of Revenue fiscal note, this bill will decrease local government revenues by an estimated \$10,000 fiscal year 2025, and by \$15,000 in fiscal year 2026, the first full year of impacted collections.

#### COUNTIES

FY 2025	-\$3,724
FY 2026	-\$5,587
FY 2027	-\$5,959
FY 2028	-\$5,959
FY 2029	-\$5,959

#### CITIES

FY 2025	-\$2,922
FY 2026	-\$4,384
FY 2027	-\$4,676
FY 2028	-\$4,676
FY 2029	-\$4,676

#### SPECIAL DISTRICTS

FY 2025	-\$3,253
FY 2026	-\$4,880
FY 2027	-\$5,205
FY 2028	-\$5,205
FY 2029	-\$5,205

#### METHODOLOGY

The distributions in this note for cities, counties, and special districts are based on DOR data for local sales and use tax distributions from Calendar Year 2022. Mitigation payments and distributions to hospital benefit zones are not factored into

this distribution. The result is a distribution of 37.62 percent to counties, 29.52 percent to cities, and 32.86 percent to special districts. The one percent DOR administrative fee has also been deducted.

#### SOURCES

Department of Revenue Fiscal Note

Department of Revenue Local Tax Distributions