

Multiple Agency Fiscal Note Summary

Bill Number: 1075 S HB	Title: Working families' tax credit
-------------------------------	--

Estimated Cash Receipts

NONE

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	Fiscal note not available											
Department of Revenue	15.8	36,465,400	36,465,400	36,465,400	33.2	73,629,200	73,629,200	73,629,200	32.3	74,412,400	74,412,400	74,412,400
Total \$	15.8	36,465,400	36,465,400	36,465,400	33.2	73,629,200	73,629,200	73,629,200	32.3	74,412,400	74,412,400	74,412,400

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	Fiscal note not available								
Department of Revenue	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

This preliminary package is incomplete. Other impacted agencies' fiscal notes will be distributed as soon as possible.
--

Prepared by: Amy Hatfield, OFM	Phone: (360) 280-7584	Date Published: Preliminary 1/24/2024
---------------------------------------	---------------------------------	---

Department of Revenue Fiscal Note

Bill Number: 1075 S HB	Title: Working families' tax credit	Agency: 140-Department of Revenue
-------------------------------	--	--

Part I: Estimates

☐

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		31.5	15.8	33.2	32.3
Account					
GF-STATE-State 001-1		36,465,400	36,465,400	73,629,200	74,412,400
Total \$		36,465,400	36,465,400	73,629,200	74,412,400

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: Emily Stephens	Phone: (360) 786-7157	Date: 01/19/2024
Agency Preparation: Erin Valz	Phone: (360) 534-1522	Date: 01/19/2024
Agency Approval: Valerie Torres	Phone: (360) 534-1521	Date: 01/19/2024
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 01/24/2024

Request # 1075-1-1

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.

Note: This fiscal note reflects language in SHB 1075, 2024 Legislative Session.

COMPARISON OF SUBSTITUTE BILL WITH ORIGINAL BILL:

The substitute clarifies language regarding the new eligibility age range and makes the credits for the expansion in this bill subject to appropriation.

CURRENT LAW:

The Working Families Tax Credit (WFTC) is a credit in the form of a refund of sales and use tax provided to eligible low-income individuals. This credit is partly based on the federal Earned Income Tax Credit (EITC).

To be eligible for the credit, individuals must qualify for the EITC or would otherwise qualify for the EITC except that they used an Individual Tax Identification Number instead of a Social Security Number on their federal income tax return.

The maximum credit amount varies depending on an individual's income and number of qualifying children. For tax year 2023 the maximum credits are:

- \$315 for eligible persons with no qualifying children.
- \$625 for eligible persons with one qualifying child.
- \$940 for eligible persons with two qualifying children.
- \$1,255 for eligible persons with three or more qualifying children.

The minimum payment is \$50, regardless of the number of qualifying children.

The credit amounts are adjusted for inflation every year based on changes in the average consumer price index for the Seattle, Washington area for urban wage earners and clerical workers, all items, compiled by the Bureau of Labor Statistics, United States Department of Labor.

For payments based on tax year 2023, the credit amounts are reduced, rounded to the nearest dollar as follows:

- For eligible persons with no qualifying children, beginning at \$2,500 of income below the federal phase-out income for the prior year, by 12.6% per additional dollar of income until the minimum credit amount is reached.
- For eligible persons with one qualifying child, beginning at \$5,000 of income below the federal phase-out income for the prior federal tax year, by 12.5% per additional dollar of income until the minimum credit amount is reached.
- For eligible persons with two qualifying children, beginning at \$5,000 of income below the federal phase-out income for the prior federal tax year, by 18.8% per additional dollar of income until the minimum credit amount is reached.
- For eligible persons with three or more qualifying children, beginning at \$5,000 of income below the federal phase-out income for the prior federal tax year, by 25.1% per additional dollar of income until the minimum credit amount is reached.

The percentage reduction rates are adjusted annually to align the WFTC maximum qualifying income with the maximum federal adjusted gross income limit for the EITC.

The eligible age limit is 25-64 years of age for individuals with no qualifying children.

PROPOSAL:

This proposal lowers the WFTC eligibility age requirement for individuals with no qualifying children. Under the proposal, such an individual would qualify for the WFTC if they were at least 18 years of age as of the end of the prior federal tax

year.

The expansion of the credit is subject to the availability of amounts appropriated for this specific purpose.

EFFECTIVE DATE:

This proposal takes effect on January 1, 2024. However, this fiscal note assumes an amended effective date of January 1, 2025.

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.

This legislation has no revenue impact on taxes administered by the Department of Revenue (department).

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 legislation will affect 104,000 persons newly eligible for the Working Families Tax Credit.
- The effective date of the legislation will be amended to January 1, 2025, and the department will accept applications beginning February 1, 2025, for sales and use taxes paid in 2024. An amended fiscal note will be prepared to reflect the actual language of the bill if the bill is not amended once referred out of committee.
- Expenditures assume the department receives the required appropriation.

FIRST YEAR COSTS:

The department will not incur costs in fiscal year 2024.

SECOND YEAR COSTS:

The department will incur total costs of \$36,465,400 in fiscal year 2025. These costs include:

Labor Costs - Time and effort equate to 31.54 FTEs.

- Amend one administrative rule.
- Provide administrative support.
- Supervisory functions.
- Review and process applications.
- Perform desk examinations and complex reviews.
- Respond to letter ruling requests, email inquiries, and phone calls.
- Report fraud with law enforcement.
- Provide education and training to staff.
- Define business rules and test functionality.
- Computer system testing and monitoring.
- Respond to data requests and questions, compile statistics, create and maintain tax system models, and manage data.
- Assist with implementation.

Object Costs - \$33,149,120.

- Increased cost of credit payouts to eligible participants of \$33,000,000.
- Issue refund warrants.
- Contract computer system programming.
- Printing and Postage.

- Certifications.
- Outreach.
- Additional seat licenses.
- Software.
- Training.
- Travel.

ONGOING COSTS:

Ongoing costs for the 2025-27 biennium equal \$73,629,200 and include similar activities described in the second-year costs. Time and effort equate to 33.0 FTEs in each year.

Increased cost of credit payouts to eligible participants:

FY 2026 - \$33,000,000

FY 2027 - \$34,000,000

FY 2028 - \$34,000,000

FY 2029 - \$34,000,000

Part III: Expenditure Detail

III. A - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		31.5	15.8	33.2	32.3
A-Salaries and Wages		1,990,300	1,990,300	4,117,300	3,993,300
B-Employee Benefits		656,800	656,800	1,358,700	1,317,900
C-Professional Service Contracts		9,000	9,000		
E-Goods and Other Services		575,800	575,800	909,100	871,500
G-Travel		12,800	12,800	29,600	29,600
J-Capital Outlays		220,700	220,700	214,500	200,100
N-Grants, Benefits & Client Services		33,000,000	33,000,000	67,000,000	68,000,000
Total \$		\$36,465,400	\$36,465,400	\$73,629,200	\$74,412,400

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

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
ADM ASST 3	46,596		0.1	0.1	0.1	0.1
COMMUNICATIONS CNSLT 4	69,072		2.0	1.0	2.0	2.0
EMS BAND 4	131,684		0.0	0.0		
FISCAL ANALYST 1	46,596		0.2	0.1	0.2	0.2
FORMS AND RECORDS ANALYST 1	42,444		0.1	0.1	0.1	0.1
INVESTIGATOR 2	58,104		1.0	0.5	1.0	1.0
INVESTIGATOR 3	76,188		3.1	1.6	3.0	2.9
INVESTIGATOR 4	80,112		0.4	0.2	0.4	0.4
MGMT ANALYST4	76,188		1.0	0.5	1.0	1.0
PUBLIC BENEFITS SPECIALIST 3	58,104		10.6	5.3	10.4	10.0
PUBLIC BENEFITS SPECIALIST 4	61,056		7.3	3.7	7.2	6.9
PUBLIC BENEFITS SPECIALIST 5	65,748		1.8	0.9	1.8	1.7
TAX INFO SPEC 1	46,596		2.3	1.2	4.5	4.5
TAX POLICY SP 2	78,120		0.1	0.1	0.1	0.1
TAX POLICY SP 3	88,416		1.3	0.7	1.3	1.3
TAX POLICY SP 4	95,184		0.2	0.1	0.2	0.1
WMS BAND 3	111,992		0.0	0.0		
Total FTEs			31.5	15.8	33.2	32.3

Request # 1075-1-1

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

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

Should this legislation become law, the department will use the expedited process to amend WAC 458-20-285, titled: "Working families' tax credit." Persons affected by this rulemaking would include individuals who will now qualify for the working families' tax credit.