

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2014-15</b>		<b>FY 2015-16</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS		(\$442,000)		(\$449,000)
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS		(\$442,000)		(\$449,000)

**Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.**

LB 1043 amends Nebraska Revised Statutes Section 76-902 dealing with exemptions from the documentary stamp tax.

The bill provides for an exemption from the documentary stamp tax for deeds transferring property without actual consideration, to a nonprofit organization exempt from federal income tax and that is not a private foundation.

The documentary stamp tax rate is \$2.25 per \$1,000 of value. The tax is divided as follows:

- \$0.95 is credited to the Affordable Housing Trust Fund;
- \$0.50 is retained by the county;
- \$0.30 is credited to the Behavioral Health Services Fund;
- \$0.25 is credited to the Homeless Shelter Assistance Fund;
- \$0.25 is credited to the Site and Building Fund.

The Department of Revenue indicates that, based on an assumption that the new exemption has the same impact as other deeds that are currently exempt, both in terms of use and dollar value of the transactions, the estimated impact of LB 1043 is as follows:

Fiscal Year:	Affordable Housing Trust Fund:	Homeless Shelter Assistance Fund:	Behavioral Health Services Fund:	Site and Building Fund:	County:	Total:
2014-15:	(\$240,000)	(\$63,000)	(\$76,000)	(\$63,000)	(\$126,000)	(\$568,000)
2015-16:	(\$244,000)	(\$64,000)	(\$77,000)	(\$64,000)	(\$129,000)	(\$578,000)
2016-17:	(\$249,000)	(\$66,000)	(\$79,000)	(\$66,000)	(\$131,000)	(\$591,000)

The Department of Revenue indicates no cost to implement the provisions of LB 1043.

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

**IMPACT TO POLITICAL SUBDIVISIONS:**

The Department of Revenue estimates the following fiscal impact to counties as a result of LB 1043:

- FY2014-15: (\$126,000)
- FY2015-16: (\$129,000)
- FY2016-17: (\$131,000)

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

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES		
LB: 1043	AM:	AGENCY/POLT. SUB: NE Assoc. of County Officials (NACO)
REVIEWED BY: Lyn Heaton	DATE: 2/25/2014	PHONE: <a href="tel:402.471.4181">402.471.4181</a>
COMMENTS: The fiscal impact of the bill is indeterminate as it appears no records are available relative to the frequency and dollar amount of each of the different forms of the transactions subject to the documentary stamp tax.		

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**2014**

**LB<sup>(1)</sup> 1043**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup>

Nebraska Association of County Officials (NACO)

Prepared by: <sup>(3)</sup> Elaine Menzel

Date Prepared: <sup>(4)</sup> 1/27/2014

Phone: <sup>(5)</sup> 402.434.5660,  
ext 225

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
<b>TOTAL FUNDS</b>	<b>=====</b>	<b>=====</b>	<b>=====</b>	<b>=====</b>

**Explanation of Estimate:**

Under the documentary stamp tax statutes, the register of deeds retains fifty cents to be placed in the county general fund for various documents. LB 1043 would add an exemption to the documentary stamp tax requirements and reduce the amount of money retained by the register of deeds for the county. The overall impact is indeterminate.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
<b>TOTAL.....</b>	<b>_____</b>	<b>_____</b>	<b>_____</b>	<b>_____</b>

