

Fiscal Note Request HB0271, As Introduced
(continued)

FISCAL IMPACT:

	FY 2004	FY 2005
Department of Labor and Industry		
Employment Relations Division	<u>Difference</u>	<u>Difference</u>
FTE	1.00	1.00
<u>Expenditures:</u>		
Personal Services	\$37,616	\$37,616
Operating Expenses	<u>11,612</u>	<u>7,476</u>
TOTAL	\$49,228	\$45,092
<u>Funding of Expenditures:</u>		
General Fund (01)	\$49,228	\$45,092
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>		
General Fund (01)	(\$49,228)	(\$45,092)

TECHNICAL NOTES:

1. Depending on the form of tax credit or abatement, it may not be known until the end of the tax year whether the employer actually receives or uses the credit abatement. As such, it may be difficult to monitor whether an employer is subject to the act, and at what point in time the “public financial assistance” is deemed to attach.
2. As drafted, the Department of Labor does not have rulemaking authority with respect to the act because the rulemaking authority in existing law only addresses the individual parts of Title 39, Chapter 3, rather than Chapter 3 as a whole.
3. The act does not specify the remedy (or enforcement mechanism) in the event an employer fails to return to the financing agency or lending institution the amount of public financial assistance owed as a result of having made a violation, as provided in Section 4, subsection (1).