

DEPARTMENT OF TAXATION

2006 Fiscal Impact Statement

1. **Patron** Robert G. Marshall

2. **Bill Number** HB 118

3. **Committee** House Appropriations

House of Origin:

 X **Introduced**

 Substitute

 Engrossed

4. **Title** Retail Sales and Use Tax: Re-Allocation of
Sales and Use Tax Revenues

Second House:

 In Committee

 Substitute

 Enrolled

5. **Summary/Purpose:**

This bill would increase retail sales and use tax revenues dedicated to the Transportation Trust Fund by one-quarter percent, from one-half percent to three-quarters percent. Likewise, this bill would decrease by one-quarter percent retail sales and use tax revenues dedicated to the General Fund.

The effective date of this bill is not specified.

6. **Fiscal Impact Estimates are:** Preliminary. (See Line 8.)

Revenue Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2006-07	(\$258.6 million) \$258.6 million	GF – Unrestricted TTF
2007-08	(\$271.2 million) \$271.2 million	GF – Unrestricted TTF
2008-09	(\$284.6 million) \$284.6 million	GF – Unrestricted TTF
2009-10	(\$297.4 million) \$297.4 million	GF – Unrestricted TTF
2010-11	(\$310.4 million) \$310.4 million	GF – Unrestricted TTF
2011-12	(\$323.5 million) \$323.5 million	GF – Unrestricted TTF

7. Budget amendment necessary: Yes.

Page 1, Revenue Estimates

8. Fiscal implications:

Administrative Costs Impact

If this bill is passed, TAX will incur administrative costs of \$31,000 for contract personnel and \$19,290 for TAX personnel, for a total cost of \$50,890 in FY 2006.

Revenue Impact

This bill would not result in a net increase or decrease of retail sales and use tax revenues, however, it would increase the sales tax revenues allocated to the Transportation Trust Fund by ¼% and decrease the revenue allocated to the General Fund by ¼%. The shift of sales tax revenue from the General Fund to the Transportation Trust Fund would be \$258.6 million in FY 2007, \$271.25 million in FY 2008, \$284.55 million in FY 2009, \$297.35 million in FY 2010, \$310.45 million in FY 2011, and \$323.5 million in FY 2012.

9. Specific agency or political subdivisions affected:

Department of Taxation

10. Technical amendment necessary: No.

11. Other comments:

Generally

The Transportation Trust Fund was established in 1986 as a permanent fund and received all the revenue generated as a result of the ½% retail sales and use tax increase effective January 1, 1987. Moneys in this fund are dedicated to transportation needs in the Commonwealth.

This bill does not increase the overall sales tax rate, but relocates the existing sales tax to provide for increased revenues being paid into the Transportation Trust Fund. This increased allocation will reduce revenues paid into the unrestricted General Fund that are available for appropriation.

The sales tax rate on food was reduced from 3% to 1.5% in July 2005. Of this 1.5%, one-half percent is already allocated to the Transportation Trust Fund and the remaining one percent is allocated to localities. Therefore, there will be no remaining tax to allocate the additional one-half percent to the Transportation Trust Fund, without diverting dedicated local tax revenues.

Similar Legislation

House Bill 661 and **Senate Bill 630** are identical to this bill.

House Bill 85 would increase the amount of sales and use tax revenue dedicated to the Transportation Trust Fund by $\frac{1}{2}\%$ and decrease the General Fund by $\frac{1}{2}\%$.

cc : Secretary of Finance

Date: 01/23/2006 WBSIII
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