

House Bill 920

By: Representatives Martin of the 47th, Lindsey of the 54th, and Williamson of the 111th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 45-12-75 of the Official Code of Georgia Annotated, relating to the
2 contents and form of the budget report, so as to require certain items to be included in the tax
3 expenditure review; to provide for related matters; to provide for an effective date; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 45-12-75 of the Official Code of Georgia Annotated, relating to the contents
8 and form of the budget report, is amended by revising paragraph (8) as follows:

9 "(8) A tax expenditure review for the state. Such review shall be prepared by the
10 Department of Audits and Accounts and provided to the Office of Planning and Budget
11 in a timely manner for inclusion as part of the budget report. Such review shall detail for
12 each tax expenditure item that amount of tax revenue forgone for at least a three-year
13 period, including the period covered in the Governor's budget submitted the preceding
14 January, the current budget, and an estimate of one future year; a citation of the statutory
15 or other legal authority for the expenditure; the year in which it was enacted; and the tax
16 year in which it became effective. The tax expenditure review may also include: a
17 description of the objective of the tax expenditure; an analysis of whether the tax
18 expenditure is meeting the objective; an analysis of the tax expenditure's effect on the
19 distribution of the tax burden and the administration of the tax system; and, to the extent
20 possible, an analysis of the persons, corporations, or other entities that are benefited by
21 the expenditure. The tax expenditure information required under this paragraph shall be
22 tracked and compiled by the Department of Revenue and provided in a timely manner to
23 the Department of Audits and Accounts. Taxes included in this report shall cover all state
24 taxes collected by the Department of Revenue. The Department of Revenue shall be
25 authorized to provide estimations in the event the required tax expenditure information
26 cannot be actually determined from available information. The Department of Revenue

27 shall not be authorized to impose additional reporting requirements on any person or
28 entity in order to track and compile any tax expenditure information. Nothing in this
29 paragraph shall preclude the Department of Audits and Accounts from contracting out the
30 preparation and analysis associated with the development of such report to any member
31 institution of ~~The~~ the University System of Georgia; and"

32 **SECTION 2.**

33 This Act shall become effective upon its approval by the Governor or upon its becoming law
34 without such approval.

35 **SECTION 3.**

36 All laws and parts of laws in conflict with this Act are repealed.