

**NOT GERMANE**

Senators Stoner of the 6th and Carter of the 42nd offered the following amendment:

1 *Amend the Senate Economic Development Committee substitute to HB 868 (LC 34 3453S)*  
 2 *by inserting on line 1 after "To amend" the following:*

3 Code Section 45-12-75 of the Official Code of Georgia Annotated, relating to the contents  
 4 and form of the budget report, so as to require certain items to be included in the tax  
 5 expenditure review; to amend

6 *By inserting between lines 14 and 15 the following:*

**SECTION 1.**

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

10 "(8) A tax expenditure review for the state. Such review shall be prepared by the  
 11 Department of Audits and Accounts and provided to the Office of Planning and Budget  
 12 in a timely manner for inclusion as part of the budget report. Such review shall detail for  
 13 each tax expenditure item that amount of tax revenue forgone for at least a three-year  
 14 period, including the period covered in the Governor's budget submitted the preceding  
 15 January, the current budget, and an estimate of one future year; a citation of the statutory  
 16 or other legal authority for the expenditure; the year in which it was enacted; and the tax  
 17 year in which it became effective. The tax expenditure review may also include a  
 18 regularly produced annex to include analysis of specific tax expenditures. Such analysis  
 19 would include, when possible: a description of the objective of the tax expenditure taken  
 20 from original legislation; information relevant to determining whether the expenditure is  
 21 meeting its stated purpose; an analysis of the tax expenditure's effect on the  
 22 administration of the tax system; and an analysis of the persons, corporations, or other  
 23 entities that are directly benefited by the expenditure. The tax expenditure information  
 24 required under this paragraph shall be tracked and compiled by the Department of  
 25 Revenue and provided in a timely manner to the Department of Audits and Accounts.  
 26 Taxes included in this report shall cover all state taxes collected by the Department of  
 27 Revenue. The Department of Revenue shall be authorized to provide estimations in the  
 28 event the required tax expenditure information cannot be actually determined from  
 29 available information. The Department of Revenue shall not be authorized to impose  
 30 additional reporting requirements on any person or entity in order to track and compile  
 31 any tax expenditure information. Nothing in this paragraph shall preclude the  
 32 Department of Audits and Accounts from contracting out the preparation and analysis

33 associated with the development of such report to any member institution of ~~The~~ the  
34 University System of Georgia; and"

35 *By redesignating original Sections 1 through 8 as Sections 2 through 9, respectively.*