

SUMMARY ANALYSIS OF AMENDED BILL

Author: Jones/Laird Analyst: Kristina E. North Bill Number: AB 2485
 Related Bills: See Prior Analysis Telephone: 845-6978 Amended Date: August 7, 9, & 22, 2006
 Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: California Sea Otter Fund

- DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.
- AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.
- AMENDMENTS DID NOT RESOLVE THE DEPARTMENTS CONCERNS stated in the previous analysis of bill as introduced/amended _____.
- FURTHER AMENDMENTS NECESSARY.
- DEPARTMENT POSITION CHANGED TO _____.
- REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED JUNE 19, 2006, STILL APPLIES.
- OTHER – See comments below.

SUMMARY

This bill would establish the California Sea Otter Fund (fund) for taxpayers to designate a contribution on the personal income tax return.

SUMMARY OF AMENDMENTS

The August 22, 2006, amendments made changes to the legislative intent language and to the purposes of the moneys allocated to the Department of Fish and Game and the California Coastal Conservancy. These changes would not impact the department.

The August 9, 2006, amendments made the following revisions to the bill:

- Requires the Franchise Tax Board to make the following two determinations by September 1 of the second calendar year after the fund first appears on the personal income tax (PIT) return and by September 1 of each subsequent year that the fund appears on the PIT return:

Board Position:	Legislative Director	Date
<input type="checkbox"/> S		
<input type="checkbox"/> SA	Brian Putler	8/28/06
<input type="checkbox"/> N		
<input type="checkbox"/> NA		
<input type="checkbox"/> O		
<input type="checkbox"/> OUA		
<input type="checkbox"/> NP		
<input type="checkbox"/> NAR		
<input checked="" type="checkbox"/> PENDING		

1. The minimum contribution amount required for the fund to remain on the return for the following calendar year.
 2. Whether estimated contributions to the fund will be less than the minimum contribution amount for that calendar year. If the fund fails to meet the estimated minimum contribution amount, the fund would be repealed beginning on or after January 1st of that calendar year.
- Defines “minimum contribution amount” for a calendar year as \$250,000 for the second calendar year after the first taxable year that the fund appears on the tax return or the minimum contribution amount as adjusted for inflation for subsequent calendar years.
 - Makes other technical changes that would not impact the department.

The August 7, 2006, amendments made changes to the legislative intent language that would not impact the department.

POSITION

Pending.

ECONOMIC IMPACT

This bill would not impact the amount of state income tax revenues.

LEGISLATIVE STAFF CONTACT

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