

SUMMARY ANALYSIS OF AMENDED BILL

Author: AR&T Committee Analyst: William Koch Bill Number: AB 1546
 Related Bills: See Prior Analysis Telephone: 845-4372 Amended Date: August 17, 2009
 Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Limited Partnership Revival-Account Fees, Tax Returns, And Expedited Service Fees/2009 Budget Bill Clean-Up

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 30, 2009, STILL APPLIES.

OTHER – See comments below.

SUMMARY

This bill would do the following:

Provision 1: Require a canceled domestic limited partnership (LP) to pay outstanding fees, file missing tax returns, and pay a service fee for expedited revival requests, in addition to the current requirements to revive.

Provision 2: Clean-up provisions from the recently enacted budget provisions in ABX3 3 (Evans, Stats. 2009, Third Extraordinary Session, Ch. 18) and SBX3 15 (Calderon, Stats. 2009, Third Extraordinary Session, Ch. 17). Specifically, this provision would:

- A. Clarify the operative date for the dependent exemption credit,
- B. Correct cross referencing errors for the underpayment of estimated tax penalty, relating to the new jobs tax credit, and
- C. Clarify the operative date and correct a cross referencing error in the apportionment factor.

Board Position:	Legislative Director	Date
<input type="checkbox"/> S <input type="checkbox"/> NA <input type="checkbox"/> NP <input type="checkbox"/> SA <input type="checkbox"/> O <input type="checkbox"/> NAR <input type="checkbox"/> N <input type="checkbox"/> OUA <input checked="" type="checkbox"/> PENDING	Brian Putler	08/25/09

SUMMARY OF AMENDMENTS

The August 17, 2009, amendments corrected technical errors involving the LP provision. The amendments also deleted the provisions that would have clarified the estimated tax payment percentages used under the annualized income installment method, and that would have clarified the application of wage withholding toward estimated tax requirements. The deleted provisions were both enacted in the budget bill ABX4 17(Committee on Budget, Stats. 2009, Ch. 15).

The department’s analyses of this bill as introduced March 5, 2009, relating to LPs, and as amended June 30, 2009, relating to the remaining budget clean-up provisions, still apply.

ECONOMIC IMPACT –SUMMARY REVENUE TABLE

Estimated Revenue Impact of AB 1546 Enactment Assumed After June 30, 2009				
	2009-10	2010-11	2011-12	2012-13
Provision 1: Limited Partnership Revival	+<\$1,000	+\$1,000	+\$1,000	+\$1,000
*Provision 2:	0	0	0	0
Total	+<\$1,000	+\$1,000	+\$1,000	+\$1,000

*Provision 2, relating to the dependent exemption credit, the underpayment of estimate tax penalty, and the apportionment factor would have no impact on revenue.

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