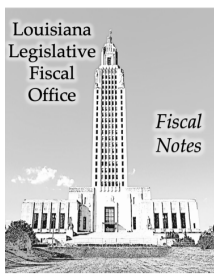


LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 81** SLS 21RS 97
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action: **w/ HSE COMM AMD**
 Proposed Amd.:
 Sub. Bill For.:

Date: May 27, 2021	12:39 PM	Author: LUNEAU
Dept./Agy.: Revenue		Analyst: Patrice Thomas
Subject: New Form 1099-NEC Replacing Form 1099-MISC		

REVENUE DEPARTMENT EG1 NO IMPACT GF EX See Note Page 1 of 1
 Establishes reporting requirements for businesses and governmental entities using service providers. (7/1/21)

Proposed law requires any business that is required to file a Form 1099-MISC or Form 1099-NEC (payments to independent contractors) to the IRS for services provided in this state to file a copy of the Form 1099-MISC or Form 1099-NEC with the LA Department of Revenue beginning January 1, 2022. Under proposed law, the deadline to file is on or before February 28th of each year for the preceding calendar year with the first annual report to be filed on or before February 28, 2022, for the calendar year 2021. Proposed law authorizes a 30-day extension or waiver for undue hardship. Proposed law is effective July 1, 2021.

EXPENDITURES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$51,360	\$0	\$0	\$0	\$0	\$51,360
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$51,360	\$0	\$0	\$0	\$0	\$51,360

REVENUES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total						

EXPENDITURE EXPLANATION

The LA Department of Revenue (LDR) reports the implementation of this proposed law will result in approximately \$51,360 of programming and testing costs to redesign to current web application for electronic filing. Beginning January 1, 2022, for services provided in this state, the proposed law requires businesses that file a Form 1099-MISC or a Form 1099-NEC with the IRS to file a copy of the return with LDR. The proposed law requires the return to be filed before February 28th of each year and that the first report shall be filed on or before February 28, 2022 for the calendar year 2021.

REVENUE EXPLANATION

The LA Department of Revenue (LDR) reports that requiring businesses to file Forms 1099-MISC or 1099-NEC under this measure may reduce employee misclassification. To the extent the filing Forms 1099-MISC or 1099-NEC with LDR reduces employee misclassification, an indeterminable increase in the collection withholding taxes that were previously unreported may result.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Alan M. Boxberger

Alan M. Boxberger
Staff Director