

FISCAL NOTE

	FY 2024	FY 2025	FY 2026
<b>NON-ADMINISTRATIVE IMPACT</b>			
Anticipated Revenue			
increase/(decrease)			
GENERAL FUND	(\$30,900,000)	(\$19,100,000)	(\$0)
WYOMING OUTDOOR REC. TRUST FUND	\$30,900,000	\$19,100,000	\$0
WYOMING OUTDOOR REC. TRUST INCOME FUND	\$0	\$0	\$1,235,000

Sources of revenue increase(decrease):

Five percent of the General Fund (GF) share of the state sales and use tax is diverted from the GF to the proposed Wyoming Outdoor Recreation Trust Fund (Trust Fund) until Trust Fund equals \$50.0 million or until July 1, 2026, whichever occurs earlier.

The State Treasurer's Office (STO) will annually credit earnings from the Trust Fund to the Wyoming Outdoor Recreation Trust Fund Income Account (Income Account).

Assumptions:

The FY25 and FY26 revenue increases and decreases in the table above are based on the GF sales and use tax projections in the October 2022 Consensus Revenue Estimating Group (CREG) forecast. The FY25 GF revenue decrease could be reduced by an estimated \$760,000 from investment income deposited to the Trust Fund in FY25, based on STO's assumed State Agency Pool yield of 2.47%. The investment income deposited to the Income Account in FY26 is estimated at \$1,235,000.

According to the STO, the Trust Fund would be invested in the State Agency Pool to achieve the highest return possible consistent with the preservation of the Trust Fund corpus. Actual investment income would depend on the timing and amount sales and use taxes flowing into the Trust Fund for investment.

The Treasurer's Office projects yields in FY24 through FY26 to be around 3.74% for permanent funds and 2.47% for State Agency Pool funds including the Legislative Stabilization Reserve Account. Yield is defined as the interest and dividend income from the investment. Over the long term, total return for permanent funds is expected to be 5.0%, while total return for State Agency Pool funds is expected to be 2.9%. This is in accordance with the State's Investment Policy. Total return is defined as growth in the value of the investment, including both yield and realized & unrealized gains.

Subject to legislative appropriation, expenditures from the income account would be for the planning, design, improvement and maintenance of existing or potential outdoor recreational infrastructure supported by local governmental entities, the state or the federal government or a tribal government, and may include grants for the purchase of public access easements necessary to enhance the outdoor recreational infrastructure. In addition, no more than 20% of the funds in the income account may be expended for necessary administrative expenses for the operation, administration and maintenance of the Division of State Parks and

Historic Sites to enhance and expand the outdoor recreation industry and improve outdoor recreation infrastructure and access within the state.

**NOTICE-AGENCY ESTIMATE OF ADMINISTRATIVE IMPACT REQUESTED**

This bill has administrative impact that appears to increase duties or responsibilities of one or more state agencies and may impact agency spending or staffing requirements. As introduced, the bill does not modify any state agency budget or current personnel authorizations.

The following state agencies will be asked to provide their estimate of the administrative fiscal impact prior to the first committee meeting held to consider the bill:

Department of Revenue

Prepared by: Dean Temte, LSO Phone: 777-7881  
(Information provided by Bret Fanning, Department of Revenue, 777-5220;  
Caryn Erickson, Department of Parks and Cultural Resources, 777-6538;  
Matthew Sackett and Dawn Williams, State Treasurer's Office, 777-7408;  
Michael Hansen, Department of Audit, 777-7367)