

**Revenue Estimating Conference
Tobacco Tax and Surcharge
Executive Summary
August 5th, 2020**

The Revenue Estimating Conference has revised the Tobacco Tax and Surcharge estimates for Cigarettes and Other Tobacco Products (OTP). For FY 2019-20, combined cigarette tax and surcharge collections were \$8.6 million under estimate, and other tobacco tax and surcharge estimates were \$30.0 million over estimate.

The Department of Business and Professional Regulation entered into a legal settlement agreement in May 2019 to resolve a series of refund claims and related litigation on the taxation of other tobacco products. The payments and tax credits incorporated in this settlement began in August 2019 and will continue through June 2021 pursuant to the settlement terms. For Conference purposes, that agreement is treated as current law, current administration affecting the distribution to the Health Care Trust Fund. The settlement results in refund payments of \$29.9 million in FY 2019-20, and tax credits in the amounts of \$2.4 million in FY 2019-20 and \$10.2 million in FY 2020-21. Subsequent to the December 2019 forecast, the Conference became aware that the refund payments were being made against cigarette surcharge and not OTP surcharge as originally planned. This correction has been reflected in the new package.

Absent this correction, the underlying performance of the cigarette tax and surcharge was doing better than originally expected. As a result, the Conference increased the combined forecast by \$17.1 million in FY 2020-21 and \$14.6 million in FY 2021-22. The latter change persists throughout the remainder of the forecast, even though the overall growth rates continue to slow as expected.

For OTP, the revised estimates were primarily colored by the more pessimistic outlook on tourism, net migration and income associated with the lingering economic effects of the Coronavirus outbreak. The combined forecast for OTP taxes and surcharge was revised downward relative to the previous forecast by -\$1.5 million in FY 2020-21 and -\$2.3 million in FY 2021-22. The growth rates for Fiscal Years 2022-23 through 2025-26 were reduced from 2.5% to 2.0% to reflect the lingering effects.

The table on the following page summarizes the changes in collections and distributions since the last forecast.

Comparison of the December 2019 and August 2020 Forecasts
Tobacco Tax and Surcharge Conference
Comparison of the December 2019 and August 2020 Forecasts

COLLECTIONS							
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26
Cigarette Tax							
December 2019	243.6	237.5	232.5	228.4	224.4	220.5	#N/A
August 2020	240.7	241.8	236.1	232.0	227.9	223.9	220.0
Difference	-2.9	4.3	3.6	3.6	3.5	3.4	#N/A
Cigarette Surcharge							
December 2019	728.9	710.7	695.5	683.4	671.4	659.7	#N/A
August 2020	723.2	723.5	706.5	694.1	682.0	670.0	658.3
Difference	-5.7	12.8	11.0	10.7	10.6	10.3	#N/A
OTP Tax							
December 2019	39.3	40.5	41.5	42.6	43.6	44.7	#N/A
August 2020	36.4	40.1	40.9	41.7	42.5	43.4	44.2
Difference	-2.9	-0.4	-0.6	-0.9	-1.1	-1.3	#N/A
OTP Surcharge							
December 2019	61.7	86.6	99.3	101.7	104.3	106.9	#N/A
August 2020	94.6	85.5	97.6	99.6	101.6	103.6	105.8
Difference	32.9	-1.1	-1.7	-2.1	-2.7	-3.3	#N/A

DISTRIBUTIONS							
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26
Health Care Trust Fund							
December 2019	724.9	733.4	731.2	722.2	713.6	705.2	#N/A
August 2020	752.3	744.2	739.8	730.2	720.8	711.7	702.9
Difference	27.4	10.8	8.6	8.0	7.2	6.5	#N/A
General Revenue Service Charge							
December 2019	85.2	82.9	82.2	81.2	80.1	79.0	#N/A
August 2020	83.9	84.1	83.2	82.1	81.0	79.8	78.8
Difference	-1.3	1.2	1.0	0.9	0.9	0.8	#N/A
General Revenue Excise Tax							
December 2019	132.8	129.0	126.1	123.5	121.1	118.7	#N/A
August 2020	131.5	131.7	128.2	125.7	123.2	120.8	118.4
Difference	-1.3	2.7	2.1	2.2	2.1	2.1	#N/A
OTP General Revenue Tax							
December 2019	39.3	40.5	41.5	42.6	43.6	44.7	#N/A
August 2020	36.4	40.1	40.9	41.7	42.5	43.4	44.2
Difference	-2.9	-0.4	-0.6	-0.9	-1.1	-1.3	#N/A
Total GR Distributions							
December 2019	257.3	252.4	249.8	247.3	244.8	242.4	#N/A
August 2020	251.7	255.9	252.3	249.5	246.7	244.0	241.4
Difference	-5.6	3.5	2.5	2.2	1.9	1.6	#N/A
All Other Funds							
December 2019	91.3	89.5	87.8	86.6	85.3	84.2	#N/A
August 2020	90.8	90.8	89.0	87.7	86.5	85.2	84.0
Difference	-0.5	1.3	1.2	1.1	1.2	1.0	#N/A

Tobacco Tax and Surcharge Conference
Comparison of the December 2019 and August 2020 Forecasts

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Difference	-5.7	12.8	11.0	10.7	10.6	10.3	#N/A
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Difference	-2.9	-0.4	-0.6	-0.9	-1.1	-1.3	#N/A
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December 2019	61.7	86.6	99.3	101.7	104.3	106.9	#N/A
August 2020	94.6	85.5	97.6	99.6	101.6	103.6	105.8
Difference	32.9	-1.1	-1.7	-2.1	-2.7	-3.3	#N/A

DISTRIBUTIONS							
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26
Health Care Trust Fund							
December 2019	724.9	733.4	731.2	722.2	713.6	705.2	#N/A
August 2020	752.3	744.2	739.8	730.2	720.8	711.7	702.9
Difference	27.4	10.8	8.6	8.0	7.2	6.5	#N/A
General Revenue Service Charge							
December 2019	85.2	82.9	82.2	81.2	80.1	79.0	#N/A
August 2020	83.9	84.1	83.2	82.1	81.0	79.8	78.8
Difference	-1.3	1.2	1.0	0.9	0.9	0.8	#N/A
General Revenue Excise Tax							
December 2019	132.8	129.0	126.1	123.5	121.1	118.7	#N/A
August 2020	131.5	131.7	128.2	125.7	123.2	120.8	118.4
Difference	-1.3	2.7	2.1	2.2	2.1	2.1	#N/A
OTP General Revenue Tax							
December 2019	39.3	40.5	41.5	42.6	43.6	44.7	#N/A
August 2020	36.4	40.1	40.9	41.7	42.5	43.4	44.2
Difference	-2.9	-0.4	-0.6	-0.9	-1.1	-1.3	#N/A
Total GR Distributions							
December 2019	257.3	252.4	249.8	247.3	244.8	242.4	#N/A
August 2020	251.7	255.9	252.3	249.5	246.7	244.0	241.4
Difference	-5.6	3.5	2.5	2.2	1.9	1.6	#N/A
All Other Funds							
December 2019	91.3	89.5	87.8	86.6	85.3	84.2	#N/A
August 2020	90.8	90.8	89.0	87.7	86.5	85.2	84.0
Difference	-0.5	1.3	1.2	1.1	1.2	1.0	#N/A

Tobacco Tax and Surcharge Conference
Comparison of the December 2019 and August 2020 Forecasts
05-Aug-20

	Packs		Cigarette Tax										Cigarette Surcharge					Total	
	(calculated)	% Change	Cigarette Tax	Refunds	Net Tax	GR Service Charge	AB&T Trust Fund	County Rev Sharing	PMATF	Moffitt Center	Biomedical Research TF	General Revenue	Cigarette Surcharge	Adjustments ¹	Floor Tax	GR Service Charge	Health Care Trust Fund	Revenues	Percentage Change
2007-08	1,232.5	-2.1%	411.9	0.3	411.6	29.9	3.7	10.9	110.3	15.9	0.0	239.3							
2008-09	1,252.4	1.6%	418.5	0.1	418.5	30.5	3.8	11.1	112.3	10.8	0.0	250.4							
2009-10	959.7	-23.4%	300.8	0.3	300.5	23.6	2.7	8.0	80.3	5.7	0.0	180.2	856.1		97.5	76.3	872.0	1156.6	
2010-11	920.3	-4.1%	303.7	0.4	303.3	24.5	2.8	8.2	82.9	5.6	0.0	186.2	924.2	0.0	0.0	74.5	853.0	1227.5	6.13%
2011-12	860.1	-6.5%	288.1	0.2	287.9	24.3	2.6	7.6	76.8	5.8	0.0	171.8	859.5	0.0	0.0	72.4	792.6	1147.4	-6.53%
2012-13	846.3	-1.6%	285.3	0.4	284.9	24.0	2.6	7.7	77.5	5.7	0.0	173.7	843.8	0.0	0.0	71.1	770.5	1128.7	-1.63%
2013-14	810.7	-4.2%	271.3	0.6	270.7	22.8	2.4	7.0	70.7	10.6	2.5	150.6	810.3	0.0	0.0	68.2	752.0	1081.0	-4.23%
2014-15	817.2	0.8%	274.2	0.1	274.2	23.1	2.5	7.2	73.2	15.5	2.5	151.3	816.1	0.0	0.0	68.7	750.7	1090.3	0.86%
2015-16	828.1	1.3%	280.5	0.1	280.3	22.4	2.5	7.4	74.8	15.5	2.6	155.0	824.4	0.0	0.0	66.0	758.1	1104.8	1.33%
2016-17	821.3	-0.8%	276.0	0.0	276.0	22.7	2.5	7.3	73.5	15.5	2.5	152.0	819.8	0.0	0.0	65.9	753.9	1095.8	-0.81%
2017-18	788.9	-3.9%	264.8	0.0	264.8	20.1	2.4	7.0	71.0	15.5	2.4	146.3	787.7	0.0	0.0	60.8	726.9	1052.5	-3.95%
2018-19	761.7	-3.5%	263.0	0.4	262.6	23.2	2.3	6.9	69.5	15.5	2.4	142.8	753.2	0.0	0.0	64.7	688.5	1015.8	-3.48%
2019-20																			
Estimate (Dec. 2019)	729.8	-4.18%	243.9	0.3	243.6	19.5	2.2	6.4	65.0	15.5	2.2	132.8	728.9	0.0	0.0	58.3	670.6	972.5	-4.27%
Actual	744.9	-2.20%	240.7	0.0	240.7	18.4	2.2	6.4	64.5	15.5	2.2	131.5	753.1	-29.9	0.0	57.9	665.3	963.9	-5.11%
FORECASTS																			
2020-21																			
December 2019	711.6	-2.50%	237.8	0.3	237.5	19.0	2.1	6.3	63.4	15.5	2.2	129.0	710.7	0.0	0.0	56.9	653.8	948.2	-2.50%
EOG	724.4	-2.75%	242.1	0.3	241.8	19.3	2.2	6.4	64.5	15.5	2.2	131.7	723.5	0.0	0.0	57.9	665.6	965.3	0.15%
EDR	722.5	-3.00%	241.5	0.3	241.2	19.3	2.2	6.4	64.4	15.5	2.2	131.2	721.6	0.0	0.0	57.7	663.9	962.8	-0.11%
DBPR	719.2	-3.45%	240.4	0.3	240.1	19.2	2.2	6.3	64.1	15.5	2.2	130.6	718.3	0.0	0.0	57.5	660.8	958.4	-0.57%
August 2020	724.4	-2.75%	242.1	0.3	241.8	19.3	2.2	6.4	64.5	15.5	2.2	131.7	723.5	0.0	0.0	57.9	665.6	965.3	0.15%
2021-22																			
December 2019	696.5	-2.12%	232.8	0.3	232.5	18.6	2.1	6.1	62.0	15.5	2.1	126.1	695.5	0.0	0.0	55.6	639.9	928.0	-2.13%
EOG	707.4	-2.35%	236.4	0.3	236.1	18.9	2.1	6.2	63.0	15.5	2.2	128.2	706.5	0.0	0.0	56.5	650.0	942.6	-2.35%
EDR	708.1	-2.00%	236.6	0.3	236.3	18.9	2.1	6.2	63.1	15.5	2.2	128.3	707.2	0.0	0.0	56.6	650.6	943.5	-2.00%
DBPR	708.4	-1.50%	236.7	0.3	236.4	18.9	2.1	6.2	63.1	15.5	2.2	128.4	707.5	0.0	0.0	56.6	650.9	943.9	-1.51%
August 2020	707.4	-2.35%	236.4	0.3	236.1	18.9	2.1	6.2	63.0	15.5	2.2	128.2	706.5	0.0	0.0	56.5	650.0	942.6	-2.35%
2022-23																			
December 2019	684.3	-1.75%	228.7	0.3	228.4	18.3	2.1	6.0	60.9	15.5	2.1	123.5	683.4	0.0	0.0	54.7	628.7	911.8	-1.74%
EOG	695.0	-1.75%	232.3	0.3	232.0	18.6	2.1	6.1	61.9	15.5	2.1	125.7	694.1	0.0	0.0	55.5	638.6	926.1	-1.75%
EDR	695.7	-1.75%	232.5	0.3	232.2	18.6	2.1	6.1	62.0	15.5	2.1	125.8	694.8	0.0	0.0	55.6	639.2	927.0	-1.75%
DBPR	697.8	-1.50%	233.2	0.3	232.9	18.6	2.1	6.2	62.2	15.5	2.1	126.2	696.9	0.0	0.0	55.8	641.1	929.8	-1.49%
August 2020	695.0	-1.75%	232.3	0.3	232.0	18.6	2.1	6.1	61.9	15.5	2.1	125.7	694.1	0.0	0.0	55.5	638.6	926.1	-1.75%
2023-24																			
December 2019	672.3	-1.75%	224.7	0.3	224.4	18.0	2.0	5.9	59.9	15.5	2.0	121.1	671.4	0.0	0.0	53.7	617.7	895.8	-1.75%
EOG	682.9	-1.75%	228.2	0.3	227.9	18.2	2.1	6.0	60.8	15.5	2.1	123.2	682.0	0.0	0.0	54.6	627.4	909.9	-1.75%
EDR	683.5	-1.75%	228.4	0.3	228.1	18.2	2.1	6.0	60.9	15.5	2.1	123.3	682.6	0.0	0.0	54.6	628.0	910.7	-1.76%
DBPR	687.3	-1.50%	229.7	0.3	229.4	18.4	2.1	6.1	61.2	15.5	2.1	124.0	686.4	0.0	0.0	54.9	631.5	915.8	-1.51%
August 2020	682.9	-1.75%	228.2	0.3	227.9	18.2	2.1	6.0	60.8	15.5	2.1	123.2	682.0	0.0	0.0	54.6	627.4	909.9	-1.75%
2024-25																			
December 2019	660.6	-1.75%	220.8	0.3	220.5	17.6	2.0	5.8	58.9	15.5	2.0	118.7	659.7	0.0	0.0	52.8	606.9	880.2	-1.74%
EOG	670.9	-1.75%	224.2	0.3	223.9	17.9	2.0	5.9	59.8	15.5	2.0	120.8	670.0	0.0	0.0	53.6	616.4	893.9	-1.76%
EDR	671.6	-1.75%	224.4	0.3	224.1	17.9	2.0	5.9	59.8	15.5	2.0	121.0	670.7	0.0	0.0	53.7	617.0	894.8	-1.75%
DBPR	677.0	-1.50%	226.3	0.3	226.0	18.1	2.0	6.0	60.3	15.5	2.1	122.0	676.1	0.0	0.0	54.1	622.0	902.1	-1.50%
August 2020	670.9	-1.75%	224.2	0.3	223.9	17.9	2.0	5.9	59.8	15.5	2.0	120.8	670.0	0.0	0.0	53.6	616.4	893.9	-1.76%
2025-26																			
December 2019	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	0.0	0.0	#N/A	#N/A	#N/A	#N/A
EOG	659.2	-1.75%	220.3	0.3	220.0	17.6	2.0	5.8	58.7	15.5	2.0	118.4	658.3	0.0	0.0	52.7	605.6	878.3	-1.75%
EDR	659.8	-1.75%	220.5	0.3	220.2	17.6	2.0	5.8	58.8	15.5	2.0	118.5	658.9	0.0	0.0	52.7	606.2	879.1	-1.75%
DBPR	666.8	-1.50%	222.9	0.3	222.6	17.8	2.0	5.9	59.4	15.5	2.0	120.0	665.9	0.0	0.0	53.3	612.6	888.5	-1.51%
August 2020	659.2	-1.75%	220.3	0.3	220.0	17.6	2.0	5.8	58.7	15.5	2.0	118.4	658.3	0.0	0.0	52.7	605.6	878.3	-1.75%

1- Adjustments in Fiscal Year 2019-20 reflect a recent settlement agreement. The adjustment includes refunds of \$29.9m for FY 2019-20.

Tobacco Tax and Surcharge Conference
Comparison of the December 2019 and August 2020 Forecasts
05-Aug-20

	Tax Base		Total		Other Tobacco		Other Tobacco Products Surcharge						
	(calculated)	% change	Revenue	% change	Products Tax to GR	ABT Refunds ¹	Surcharge	Adjustments ²	GR Service Charge	Health Care Trust Fund	Refunds	Net Health Care Trust Fund After Refunds	Net Surcharge Distributed After Adjustments
2007-08	130.8	-1.2%	32.7	-1.2%	32.7								
2008-09	114.2	-12.7%	28.5	-12.7%	28.5								
2009-10	95.8	-16.1%	81.4	185.2%	25.6		55.8	7.3	5.1	57.7		57.7	55.8
2010-11	107.0	11.7%	91.0	11.7%	27.3		63.7	0.0	5.1	58.8		58.8	63.7
2011-12	110.1	2.8%	93.5	2.8%	28.0		65.6	0.0	5.5	60.1		60.1	65.6
2012-13	115.9	5.3%	98.5	5.3%	28.4		70.1	0.0	5.9	64.2		64.2	70.1
2013-14	109.0	-6.0%	92.6	-6.0%	27.6		65.1	0.0	5.5	59.6	1.1	58.5	64.0
2014-15	121.1	11.1%	102.9	11.1%	30.0		73.0	0.0	6.1	66.8	0.3	66.6	72.7
2015-16	130.2	7.5%	110.6	7.5%	32.5		78.1	0.0	6.2	71.9	0.3	71.6	77.9
2016-17	132.4	1.7%	112.5	1.7%	31.1		81.4	0.0	6.8	74.6	5.3	69.3	76.1
2017-18	143.8	8.7%	122.2	8.7%	36.3		86.0	0.0	6.9	79.1	2.0	77.1	84.0
2018-19	152.3	5.9%	129.4	5.9%	42.0	0.4	87.4	0.0	7.1	80.4	0.9	79.5	86.5
2019-20													
Estimate (Dec. 2019)	157.3	3.3%	133.7	3.3%	39.3	0.2	94.4	-32.3	7.4	54.7	0.4	54.3	61.7
Actual	157.5	3.4%	133.9	3.4%	36.4	0.0	97.5	-2.4	7.6	87.4	0.5	86.9	94.6
FORECASTS													
2020-21													
December 2019	162.0	3.0%	137.7	3.0%	40.5	0.2	97.2	-10.2	7.0	80.0	0.4	79.6	86.6
EOG	160.2	1.8%	136.2	1.8%	40.1	0.2	96.1	-10.2	6.9	79.0	0.4	78.6	85.5
EDR	162.2	3.0%	137.9	3.0%	40.6	0.2	97.3	-10.2	7.0	80.1	0.4	79.7	86.7
DBPR	162.4	3.1%	138.0	3.1%	40.6	0.2	97.4	-10.2	7.0	80.2	0.4	79.8	86.8
August 2020	160.2	1.8%	136.2	1.8%	40.1	0.2	96.1	-10.2	6.9	79.0	0.4	78.6	85.5
2021-22													
December 2019	166.1	2.5%	141.2	2.5%	41.5	0.2	99.7	0.0	8.0	91.7	0.4	91.3	99.3
EOG	163.4	2.0%	138.9	2.0%	40.9	0.2	98.0	0.0	7.8	90.2	0.4	89.8	97.6
EDR	166.2	2.5%	141.3	2.5%	41.6	0.2	99.7	0.0	8.0	91.7	0.4	91.3	99.3
DBPR	166.5	2.5%	141.5	2.5%	41.6	0.2	99.9	0.0	8.0	91.9	0.4	91.5	99.5
August 2020	163.4	2.0%	138.9	2.0%	40.9	0.2	98.0	0.0	7.8	90.2	0.4	89.8	97.6
2022-23													
December 2019	170.2	2.5%	144.7	2.5%	42.6	0.2	102.1	0.0	8.2	93.9	0.4	93.5	101.7
EOG	166.7	2.0%	141.7	2.0%	41.7	0.2	100.0	0.0	8.0	92.0	0.4	91.6	99.6
EDR	170.4	2.5%	144.8	2.5%	42.6	0.2	102.2	0.0	8.2	94.0	0.4	93.6	101.8
DBPR	170.6	2.5%	145.0	2.5%	42.6	0.2	102.4	0.0	8.2	94.2	0.4	93.8	102.0
August 2020	166.7	2.0%	141.7	2.0%	41.7	0.2	100.0	0.0	8.0	92.0	0.4	91.6	99.6
2023-24													
December 2019	174.5	2.5%	148.3	2.5%	43.6	0.2	104.7	0.0	8.4	96.3	0.4	95.9	104.3
EOG	170.0	2.0%	144.5	2.0%	42.5	0.2	102.0	0.0	8.2	93.8	0.4	93.4	101.6
EDR	174.7	2.5%	148.5	2.6%	43.7	0.2	104.8	0.0	8.4	96.4	0.4	96.0	104.4
DBPR	174.9	2.5%	148.7	2.6%	43.7	0.2	105.0	0.0	8.4	96.6	0.4	96.2	104.6
August 2020	170.0	2.0%	144.5	2.0%	42.5	0.2	102.0	0.0	8.2	93.8	0.4	93.4	101.6
2024-25													
December 2019	178.9	2.5%	152.0	2.5%	44.7	0.2	107.3	0.0	8.6	98.7	0.4	98.3	106.9
EOG	173.4	2.0%	147.4	2.0%	43.4	0.2	104.0	0.0	8.3	95.7	0.4	95.3	103.6
EDR	179.0	2.5%	152.2	2.5%	44.8	0.2	107.4	0.0	8.6	98.8	0.4	98.4	107.0
DBPR	179.2	2.5%	152.3	2.4%	44.8	0.2	107.5	0.0	8.6	98.9	0.4	98.5	107.1
August 2020	173.4	2.0%	147.4	2.0%	43.4	0.2	104.0	0.0	8.3	95.7	0.4	95.3	103.6
2025-26													
December 2019	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	#N/A	0.0	#N/A	#N/A	#N/A	#N/A	#N/A
EOG	176.9	2.0%	150.4	2.0%	44.2	0.2	106.2	0.0	8.5	97.7	0.4	97.3	105.8
EDR	182.6	2.0%	155.2	2.0%	45.6	0.0	109.6	0.0	8.8	100.8	0.4	100.4	109.2
DBPR	183.7	2.5%	156.1	2.5%	45.9	0.2	110.2	0.0	8.8	101.4	0.4	101.0	109.8
August 2020	176.9	2.0%	150.4	2.0%	44.2	0.0	106.2	0.0	8.5	97.7	0.4	97.3	105.8

1 -ABT Refunds has been provided here for information; however, they will be paid out of Beverage Tax and ABT TF GR.
2- Adjustments include floor tax payments which ended in Fiscal Year 2009-10. Adjustments in Fiscal Year 2019-20 reflect a recent settlement agreement. The adjustments includes credits in the following amounts: For FY 2019-20, tax credits of \$2.4m. For FY 2020-21, tax credits in the amount of \$10.2m.