

PREPARED BY: Scott Danigole  
 DATE PREPARED: January 25, 2024  
 PHONE: 402-471-0055

# LB 1332

Revision: 00

## FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2024-25</b>		<b>FY 2025-26</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	\$265,297		\$274,507	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$265,297		\$274,507	

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB 1332 is the Prepaid Card Consumer Protection Act.

LB 1332 makes it unlawful for a person or entity to charge any fee or place an expiration date on a prepaid card. When a prepaid card has a cash value of \$10 or less, the issuer shall redeem the card for cash at the customer’s request. Violations of the act are subject to civil penalties not to exceed \$1,000 per violation.

The Attorney General estimates the need for one attorney, one inspector, and additional litigation expenses to address the provisions of LB 1332. This additional authority would be paid with cash funds. There is no basis to disagree with this estimate.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 1332	AM:	AGENCY/POLT. SUB: Attorney General	
REVIEWED BY: Ryan Walton	DATE: 1/25/2024	PHONE: (402) 471-4174	
COMMENTS: The Attorney General’s assessment of fiscal impact from LB 1332 appears reasonable, although it is noted that the bill does not specify who has priority in bringing a civil action for violations of the Act between County Attorney and the Attorney General. This aspect would influence investigatory and litigation fiscal impact to the agency and therefore the fiscal impact is difficult to estimate. Given that, the Attorney General response may or may not be reasonable.			

Please complete ALL (5) blanks in the first three lines.

**2024**

**LB<sup>(1)</sup> 1332**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Attorney General

Prepared by: <sup>(3)</sup> Bebe Strnad Date Prepared: <sup>(4)</sup> 1-22-24 Phone: <sup>(5)</sup> 402-471-2687

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2024-25</u>		<u>FY 2025-26</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS	265,297		274,507	
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<u>265,297.</u>		<u>274,507.</u>	

**Explanation of Estimate:**

The Attorney General has insufficient investigatory and litigation resources to fully ensure compliance with the requirements of LB1332 for all retail entities that may sell prepaid cards throughout Nebraska. The Attorney General would require one additional full-time Investigator and one additional full-time Assistant Attorney General as well as additional funds for litigation expenses.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Assistant Attorney General	1.0	1.0	90,000.	94,500.
Investigator	1.0	1.0	70,000.	73,500.
Benefits.....			80,297.	81,507.
Operating.....			15,000.	15,000.
Travel.....			10,000.	10,000.
Capital outlay.....				
Aid.....				
Capital improvements.....				
<b>TOTAL.....</b>			<u>265,297.</u>	<u>274,507.</u>