

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2021-22		FY 2022-23	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		\$9,152,306		
CASH FUNDS		(\$9,152,306)		
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS		\$0		

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

LB 341 requires the State Treasurer to transfer the unobligated or unencumbered balance in excess of five million dollars (\$5,000,000) of the State Settlement Cash Fund to the General Fund on June 30, 2021 and each June 30 thereafter.

Based on the Attorney General’s fall 2020 budget request, the State Settlement Cash Fund is projected to have a June 30, 2021 balance of \$14,152,306. Transferring the balance over \$5,000,000 will bring an estimated \$9,152,306 into the General Fund. The projected June 30, 2022 balance is \$12,726,783. That figure, minus the \$9,152,306, results in an adjusted June 30, 2022 balance of \$3,574,477. Under these assumptions, \$0 will be transferred on June 30, 2022.

It should be noted that the revenue stream into the fund is difficult to predict, due to the nature and amount of settlements that may occur.

The Attorney General’s budget request asks for approximately \$1.75 million dollars appropriated from the fund each year. Utilizing a cap of \$5,000,000 in the fund provides for approximately 2.8 years of appropriation, assuming revenue to the fund is \$0.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 341	AM:	AGENCY/POLT. SUB: Nebraska Attorney General (11)
REVIEWED BY: Joe Wilcox	DATE: 01/26/2021	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Attorney General estimate of potential, but Undetermined Fiscal Impact to the Agency from LB 341.		

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

2021

LB⁽¹⁾ 341

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Attorney General

Prepared by: ⁽³⁾ Josh Shasserre Date Prepared: ⁽⁴⁾ 1-20-21 Phone: ⁽⁵⁾ 402-471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

As introduced, LB341 places considerable budgetary uncertainty on the office of the Attorney General for funding of its personnel and operations relating to its statutory duties under the Consumer Protection Act, the Uniform Deceptive Trade Practices Act, and its statutory requirement to enforce antitrust laws amongst other statutory requirements and long-established practices relating to consumer protection. Without further amendment, LB341 may well require future requests for General Fund appropriation to adequately fund the costs of performing these duties.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____