

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	(\$95,325)		(\$97,145)	
CASH FUNDS	\$95,325		\$97,145	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$0		\$0	

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

LB 140 allows the Public Service Commission (PSC) to utilize the Grade Crossing Protection Fund (housed at the Department of Motor Vehicles) to enforce railroad safety standards pursuant to section 75-401.

Section 2 (6) requires the State Treasurer on or before July 1, 2021, and each July 1 thereafter to transfer one hundred twenty-five thousand dollars from the Grade Crossing Protection Fund to the Railroad Safety Cash Fund (housed at the PSC).

Section 7 creates the Railroad Safety Cash Fund. The fund shall be used to support the PSC in enforcing railroad safety standards pursuant to section 75-401. The fund shall consist of transfers from the Grade Crossing Protection Fund.

The current position at the PSC is paid out of General Funds. The bill's provisions shift this to Cash Funds, as shown in the table above.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 140	AM:	AGENCY/POLT. SUB: Nebraska Public Service Commission	
REVIEWED BY: Lucas Martin	DATE: 02/11/2021	PHONE: (402) 471-4181	
COMMENTS: No basis to disagree with the Public Service Commission's assessment of fiscal impact.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 140	AM:	AGENCY/POLT. SUB: Nebraska Department of Motor Vehicles	
REVIEWED BY: Lucas Martin	DATE: 01/14/2021	PHONE: (402) 471-4181	
COMMENTS: No basis to disagree with Department of Motor Vehicles' assessment of no fiscal impact.			

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

2021

LB⁽¹⁾ 140

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Public Service Commission

Prepared by: ⁽³⁾ Suzanne Hinzman Date Prepared: ⁽⁴⁾ 01/25/2021 Phone: ⁽⁵⁾ 402-471-0240

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	<u>-95,325</u>	<u> </u>	<u>-97,145</u>	<u> </u>
CASH FUNDS	<u>95,325</u>	<u>125,000</u>	<u>97,145</u>	<u>125,000</u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u>0</u>	<u>125,000</u>	<u>0</u>	<u>125,000</u>

Explanation of Estimate:

LB 140 would create the Railroad Safety Cash Fund, which would provide cash funding for the Commission's Railroad Safety Division. The Railroad Safety Division is tasked with enforcing Federal Railroad Administration (FRA) rail safety standards for track safety and motive power & equipment safety within the state of Nebraska pursuant to Neb. Rev. Stat. § 75-401. Monies from this Fund would be used by the Commission for enforcement of this section. Under the bill, the State Treasurer would transfer \$125,000 annually from the Grade Crossing Protection Fund to the Rail Safety Cash Fund.

The Railroad Safety division is currently general funded. This legislation would reduce general funds in Program 54, by shifting salaries, benefits, operating costs, travel and capital outlay associated with the Railroad Safety program from general funds to cash funds. The general fund expenses are reflected in the breakdown of expenditures shown below.

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>
Inspector	1.0	1.0	60,372	61,579
Administrative Support - Various	.1	.1	6,808	6,974
Benefits.....			17,243	17,720
Operating.....			6,844	6,844
Travel.....			4,058	4,058
Capital outlay..... (Note 1)			0	0
Aid.....				
Capital improvements.....				
TOTAL.....			95,325	97,145

Note 1 - This inspector is assigned a permanent vehicle which requires replacement upon reaching 120,000 miles. This vehicle is not scheduled for replacement until FY2023-24 at an approximate cost of \$25,000, however cash fund appropriation will be needed when the vehicle is replaced.

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

2021

LB⁽¹⁾ 140

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Motor Vehicles

Prepared by: ⁽³⁾ Bart Moore Date Prepared: ⁽⁴⁾ January 12, 2021 Phone: ⁽⁵⁾ 402-471-3902

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:

No Fiscal Impact

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.....	_____	_____	_____	_____

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

2021

LB⁽¹⁾ 140

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Transportation

Prepared by: ⁽³⁾ Jenessa Boynton Date Prepared: ⁽⁴⁾ 2/11/2021 Phone: ⁽⁵⁾ 402-479-4691

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	(\$125,000)	(\$125,000)	(\$125,000)	(\$125,000)
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>(\$125,000)</u>	<u>(\$125,000)</u>	<u>(\$125,000)</u>	<u>(\$125,000)</u>

Explanation of Estimate:

LB140 creates the Railroad Safety Cash Fund to be used by the Public Service Commission to enforce railroad safety standards pursuant to section 75-401. On or before July 1, 2021 and on or before each July 1 thereafter \$125,000 shall be transferred from the Grade Crossing Protection Fund to the Railroad Safety Cash Fund.

If enacted, LB140 would reduce the funds available for railroad crossing safety improvements and the financial assistance the Nebraska Department of Transportation may provide to local public agencies in the pursuit of safety at railroad grade crossings.

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.....	_____	_____	_____	_____