

PREPARED BY: Mikayla Findlay
 DATE PREPARED: January 04, 2024
 PHONE: 402-471-0062

LB 902

Revision: 00

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2024-25		FY 2025-26	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

This bill prohibits assisted-living facilities from requiring a third-party guarantee of payment. The Department of Health and Human Services would be required to update forms and other procedures in accordance with this change. Additional work would be absorbed with the agency's current appropriation.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB:	902	AM:	AGENCY/POLT. SUB: Nebraska Department of Health & Human Services
REVIEWED BY:	Ann Linneman	DATE:	1-26-2024
		PHONE:	(402) 471-4180
COMMENTS: Concur with the Nebraska Department of Health & Human Services' assessment of fiscal impact.			

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) John Meals

Date Prepared 1-26-2024

Phone: (5) 471-6719

	<u>FY 2024-2025</u>		<u>FY 2025-2026</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$0	\$0	\$0	\$0

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

LB 902 prohibits an Assisted Living Facility from requiring a third-party financial guarantee to be executed as a condition of admission, expedited admission, or continued stay in the facility. LB 902 also requires that if a person chooses to execute a financial guarantee on behalf of the patient, they have a rescission period of forty-eight hours in which to cancel.

The Department of Health and Human Services (DHHS) would revise the Assisted Living Facility survey forms and revise instructions for the surveyors regarding compliance with this statute. Additional inspection time would be required at each of the 140 facilities inspected each year. Also, educational materials would be created by DHHS and provided to all Nursing Services Surveyor Consultants, the Health Facility Surveyor Consultants, RN Intake Workers, and the Assisted Living Facility providers.

This work would be performed by existing staff. The cost impact will be absorbed within current appropriation and is estimated as follows:

POSITION(S)			FY 2024-2025					
Job Code	Job Title	Hourly Rate	No. of Hours	FTE	Pay	Benefits (35%)	Operating costs (26.7%)	Total
X62580	Nursing Services Surveyor Consultant	31.67	200.00	1.00	\$ 6,334	\$ 2,217	\$ 2,283	\$ 10,835
			FY 2025-2026					
5% increase	No. of Hours	FTE	Pay	Benefits (35%)	Operating costs (26.7%)	Total		
\$ 33.256	70.00	1.00	\$ 2,328	\$ 815	\$ 839	\$ 3,982		

The estimated hours for this work would be performed by multiple FTEs under the same position title. The table reflects the total number of hours needed.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	POSITION TITLE	NUMBER OF POSITIONS		2024-2025 EXPENDITURES	2025-2026 EXPENDITURES
		24-25	25-26		
Benefits.....					
Operating.....					
Travel.....					
Capital Outlay.....					
Aid.....					

Capital Improvements.....

TOTAL.....

\$0	\$0
-----	-----