



PREPARED BY:
DATE PREPARED:
PHONE:

Mike Lovelace
February 13, 2012
471-0050

LB 1134

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2012-13		FY 2013-14	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

The stated purpose of LB 1134 is for the Legislature to provide procedural oversight of agencies and their use of eminent domain. It appears that certain projects listed in section 2 of the bill that are currently exempt from following the eminent domain procedures will now be required to follow them. Compliance with these procedures may or may not have a fiscal impact (e.g. additional administrative costs or potential construction price increases if projects are delayed), but any such impacts will vary from project to project and are therefore indeterminate. Any fiscal impact will only occur when eminent domain authority is exercised.

The Department of Roads has indicated that LB 1134 will not have a fiscal impact on them since they follow federal, not state, guidelines when condemning property for highway construction or improvements.

Note: Fiscal note requests were sent to a sample of two political subdivisions, but at the time this fiscal note was prepared no responses had been received.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	David Spatz	2/13/12	PHONE 471-4179
COMMENTS			
DEPT. OF ROADS – No basis to dispute agency analysis.			

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LEGISLATIVE FISCAL

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

LB⁽¹⁾ 1134 FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ NEBRASKA DEPARTMENT OF ROADS

Prepared by: ⁽³⁾ Marilyn Hayes Date Prepared: ⁽⁴⁾ 2-1-2012 Phone: ⁽⁵⁾ 402-479-4692

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2012-2013</u>		<u>FY 2013-2014</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	_____	_____	_____	_____

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

Explanation of Estimate:

LB 1134 changes provisions relating to agency condemnation of property for a public purpose. This proposed bill grants the Legislature procedural oversight of agencies and their use of eminent domain. Since the Department of Roads, uses Federal guidelines when condemning property for highway construction or improvements, no change in procedures is expected.

No fiscal impact to the Department is anticipated.

MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2012-2013</u>	<u>2013-2014</u>
	<u>12-13</u>	<u>13-14</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____